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Regulations

TITLE 7—AGRICULTURE

Subtitle A—Office of the Secretary of Agriculture

PART 6—WAR CONTRACT SETTLEMENT

MISCELLANEOUS AMENDMENTS

The regulations contained in Part 6, issued pursuant to the authority contained in The Contract Settlement Act of 1944 (58 Stat. 649; 41 U.S.C. App. Supp. 101-125), are hereby further amended as follows:

1. By deleting the words "and the War Food Administration" wherever they appear.

2. By deleting footnote 1 (10 F.R. 6920).

3. By deleting paragraph (e) of § 6.1 and substituting, in lieu thereof, the following:

(e) "Department Settlement Officer" means the Assistant Secretary, United States Department of Agriculture, when the war contract involved relates to activities of the Department other than activities of the Production and Marketing Administration. Where the war contract involved relates to activities of the Production and Marketing Administration, the term "Department Settlement Officer" means the Assistant Administrator for Fiscal and Inventory Control, Production and Marketing Administration, United States Department of Agriculture.¹

4. By deleting the words "Director of Surplus Property and Reconversion" wherever they appear, and substituting, in lieu thereof, the words "Department Settlement Officer."

(58 Stat. 649; 41 U.S.C. App. Supp. 101-125; E.O. 9577, 10 F.R. 8087)

Issued this 7th day of February 1946.

[SEAL]

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-2199; Filed, Feb. 7, 1946;
11:15 a. m.]

¹ In case of doubt whether the war contract involved relates to activities of the Production and Marketing Administration, communications should be addressed to the Assistant Secretary.

TITLE 17—COMMODITY AND SECURITIES EXCHANGES

Chapter II—Securities and Exchange Commission

PART 270—RULES AND REGULATIONS, INVESTMENT COMPANY ACT OF 1940

ADOPTION OF RULE GOVERNING APPLICATIONS REGARDING BONUS, PROFIT-SHARING AND PENSION PLANS AND ARRANGEMENTS

The Securities and Exchange Commission, acting pursuant to authority conferred upon it by the Investment Company Act of 1940, particularly sections 17 (d) and 38 (a) thereof, and deeming such action necessary and appropriate in the public interest and for the protection of investors and necessary to carry out the provisions of the act, hereby adopts § 270.17d-1 [Rule N-17D-1] to read as follows:

§ 270.17d-1 *Applications regarding bonus, profit-sharing and pension plans and arrangements.* (a) No affiliated person of any registered investment company, or of any company controlled by any such registered company, shall participate in, or effect any transaction in connection with, any bonus, profit-sharing or pension plan or arrangement in which any such registered or controlled company is a participant unless an application regarding such plan or arrangement has been filed with the Commission and has become effective prior to the submission of such plan or arrangement to security holders for approval, or prior to the adoption thereof if not so submitted.

(b) In passing upon such applications the Commission will consider:

(1) Whether participation in the plan or arrangement by any such registered or controlled company is on a basis substantially different from or less advantageous than that of other participants therein;

(2) Whether the provisions of the plan or arrangement are consistent with the policy and purposes set forth in section 1 (b) of the act; and

¹ Sec. 1 (b), 54 Stat. 790; 15 U.S.C. 80a-1; Sec. 17 (d), 54 Stat. 816; 15 U.S.C. 80a-17; Sec. 18, 54 Stat. 817; 15 U.S.C. 80a-18; Sec. 23 (a), 54 Stat. 825; 15 U.S.C. 80a-23; Sec. 38 (a), 54 Stat. 841; 15 U.S.C. 80a-38.

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Book 1: Titles 1-10, including Presidential documents in full text.
Book 2: Titles 11-32.

Book 3: Titles 33-50, including a general index and ancillary tables.

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(3) Whether the provisions of the plan or arrangement are in contravention of sections 18 or 23 (a) ¹ of the act or any other provisions of the act.

(c) An application pursuant to this rule shall become effective on the tenth day after filing unless on or before such tenth day the Commission orders a hearing thereon, and gives notice thereof to the applicant, for the purposes of determining whether or not the plan or arrangement meets the standards set forth in paragraph (b) above. After a hearing up on the application the Commission may enter an order approving the application, either as filed or subject to appropriate conditions, and specifying the date on which it shall become effective, or may enter an order disapproving the application.

Rule N-17D-1 effective February 6, 1946.¹

By the Commission.

[SEAL]

ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-2226; Filed, Feb. 7, 1946;
11:37 a. m.]

¹Footnote on p. 1461.

TITLE 32—NATIONAL DEFENSE

Chapter VI—Selective Service System

[No. 317]

CERTIFICATE OF APPRECIATION

ORDER PRESCRIBING FORMS

Pursuant to authority contained in the Selective Training and Service Act of 1940, as amended, I hereby prescribe the following change in DSS Forms:

Addition of a new form designated as DSS Form 31, entitled "Certificate of Appreciation."

The foregoing addition shall become a part of the Selective Service Regulations effective within the continental United States immediately upon the filing hereof with the Division of the Federal Register and effective outside the continental limits of the United States on the 30th day after the date of filing hereof with the Division of the Federal Register.

LEWIS B. HERSHEY,
Director.

JANUARY 2, 1946.

[F. R. Doc. 46-2192; Filed, Feb. 6, 1946;
5:00 p. m.]

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 3290—TEXTILE, CLOTHING AND LEATHER

[Conservation Order M-328, Direction 30]

INCREASED PRODUCTION OF CERTAIN MEN'S WEAR RAYON LINING FABRICS

The following direction is issued pursuant to Conservation Order M-328:

(a) **Purpose.** There is a serious shortage in the supply of rayon twills and serges, 88 to 140 sley, inclusive, for use in linings for men's suits and other apparel. A substantial increase in production of these fabrics is expected to follow after certain amendments have been made by the Office of Price Administration in its regulations concerning the ceiling price of the fabrics.

This direction explains how any producers of such fabrics may apply for approval by the Civilian Production Administration of proposed increases in their production, in order to qualify for increases in their ceiling prices fixed by regulations of the Office of Price Administration, and states what action may be taken by the Civilian Production Administration on applications, and the effect of such action.

It also provides for production reports from all producers of such fabrics.

This direction, and the filing or approval of applications under it, do not require any person to produce, or prohibit any person from producing, any quantity of lining fabrics. However, any increases in ceiling prices under regulations of the Office of Price Administration desired by applicants because of increased production, will be required to have approval under this Direction

in order to qualify for increased ceiling prices under the amendments in Office of Price Administration regulations.

(b) **Applications.** Any producer of the lining fabrics (in the gray) referred to in paragraph (a) above, who proposes to increase his production of such fabrics, and wants an approval of the increase by the Civilian Production Administration, should file Form CPA-4395 with the Civilian Production Administration, Textile Division, Washington 25, D. C. These forms should be filed as promptly as practicable and not later than the date specified in the form.

(c) **Action by Civilian Production Administration.** (1) The Civilian Production Administration may approve any application, in whole or in part or upon conditions. In general, applications will be approved to the full extent necessary to assure the increased production required for an adequate supply. In particular cases, approval may be withheld if the increased production proposed by an applicant would result in decreased production of other fabrics also in short supply and needed for other essential purposes, or approval may be given upon condition that the proposed increase in production is not obtained by decreasing production of other fabrics specified by Civilian Production Administration.

(2) Civilian Production Administration will give notice in writing of its action upon each application, to Office of Price Administration and to the person filing the application.

(d) **Effect of approval.** (1) The approval of an application by the Civilian Production Administration applies only to any increased production which is not contrary to any conditions stated in the notice of approval, including any limitation upon the quantity of increased production for which approval is given.

(2) Persons whose applications are approved, and who increase their production in accordance with the approval which is given, may qualify for any increases in their ceiling prices permitted by the regulations of Office of Price Administration, as now or hereafter amended. Applicants should consult MPR-23 or other applicable regulations of the Office of Price Administration as to the price increases which will be permitted.

(e) **Reports by all producers.** All producers of rayon twills or serges, 88 to 140, sley, inclusive, including those who are producing for their own account or for the account of others, and whether or not they file application under paragraph (b) above, shall file reports on Form CPA-4394, with the Civilian Production Administration, Textile Division, Washington 25, D. C., at the times specified in the report form, giving the information required.

NOTE: The reporting requirements in this direction have been approved by the Bureau of the Budget under the Federal Reports Act of 1942.

Issued this 6th day of February 1946.

CIVILIAN PRODUCTION
ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-2190; Filed, Feb. 6, 1946;
4:49 p. m.]

PART 3290—TEXTILE, CLOTHING AND LEATHER

[Conservation Order M-84, as Amended
Feb. 5, 1946]

MANILA (ABACA) AND AGAVE FIBER AND CORDAGE

The fulfillment of requirements for the defense of the United States has cre-

ated a shortage in the supply of manila and agave and products made from them for defense for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense.

§ 3290.221 **Conservation Order M-84—**
(a) **Restrictions on processing of fiber or yarn into rope.** (1) No processor may put into process manila fiber or manila yarn to manufacture rope except for an end use allowed in Schedule A.

(2) [Deleted Feb. 5, 1946]

(b) **Restrictions on processing of fiber or yarn into other products.** (1) No processor may put into process any manila or agave, or yarns made from those fibers, to manufacture any product (other than rope) except rope twine as permitted in Schedule B, or as specifically authorized or directed in writing by the Civilian Production Administration. The use of agave, other than cantala or sisalana from Java and Haiti, may be authorized from time to time by the Civilian Production Administration for binder or baler twine.

(c) **Further restrictions on processing.** (1) The Civilian Production Administration may issue specific directions to processors who have received manila or agave, or yarn by allocation under this order or any other Civilian Production Administration order or by delivery from any United States Government agency, as to the purpose and kind of product for which the fiber may be processed and as to the extension of more critical fibers by mixture with less critical ones (i. e. use of "extenders") in the manufacture of any product.

The Civilian Production Administration may from time to time issue specific instructions regarding the percentage of extender to be used in the manufacture of agave-sisalana rope.

(d) **Restrictions on delivery of rope and twine.** (1) No processor or dealer may sell, deliver, or accept delivery of new rope or new twine, produced in the United States in whole or in part from manila or agave fiber or yarn, for end uses for which the product may not be manufactured under this order.

(2) No person may sell or deliver new binder or new baler twine if he knows or has reason to believe that:

(i) The binder twine will not be used with mechanical harvesting equipment or in the growing, harvesting or delivering of agricultural crops, or that the binder twine will be converted into rope or any other product.

(ii) The baler twine will not be used in a self-tying machine for baling hay, straw or other fodder crops.

(3) No person may use new binder or new baler twine to manufacture rope for sale.

(5) [Deleted Feb. 5, 1946]

(e) **Allocation of non-military cordage.** (1) The Civilian Production Administration may in accordance with Priorities Policy Decisions, state the quantity of manila and agave which each processor must, out of his production during stated periods, process into

¹ Filed as part of the original document.

cordage, as allowed by Schedules A and B, to be delivered or set aside for delivery only to fill non-military orders and only to the extent specified for particular non-military uses. From that quantity, the processor may not fill any other orders, except orders rated AAA. When that cordage is sold by the processor, he must inform the buyer of the particular non-military use for which it must be used. The buyer may use or sell that cordage only for the specified non-military use or an AAA order.

(f) *Allocation of fiber and yarn.* No processor shall make or accept delivery of any manila or agave fiber contrary to directions which from time to time the Civilian Production Administration may issue. The Civilian Production Administration may from time to time allocate to processors the available supplies of manila and agave fiber and specifically direct the time, manner, and quantities in which deliveries to processors shall be made or withheld. Allocations will be made upon the following basis: the aggregate allocation of manila and agave fibers to each processor for rope will be in proportion to his average monthly sales of both types of rope during the period January 1, 1939 through December 31, 1941; the manila fiber to each processor for rope will be in proportion to his average monthly sales of manila rope during the period January 1 through December 31, 1939; and the agave fiber to each processor for rope will be in proportion to his aggregate allocation for both fibers, less that for manila. A manufacturer who was not in the hard fiber cordage business during 1939-40-41 may apply to the Civilian Production Administration, Textile Division, Washington 25, D. C., for an allocation. The application should be filed by letter stating the quantity of fiber desired, and should include a statement of the facilities available for the manufacture of cordage products, as permitted under Order M-84, the maximum poundage of fiber which can be processed with his facilities on the basis of a 40-hour week, and the minimum poundage of fiber needed for economical operation during a three-month period. Applications from new manufacturers will be considered on an equitable basis in view of the allocations given to other manufacturers.

(g) *End use information.* No person may sell or deliver any product controlled by this order to any person who he knows or has reason to believe will use the product in a manner which this order does not permit. He should satisfy himself as to this in some reasonable manner before delivering. He may, but need not, require a statement in writing showing the specific purpose or use for which the item is ordered.

(h) *Restrictions on the use of damaged material.* Any processor or dealer who has in his possession damaged or defective manila or agave fiber or cordage, may report by letter the extent of the damage and state to the Civilian Production Administration the percentage not suitable for the manufacture of products or for use permitted by this order. He may then upon receipt of acknowledgment, without objection from the Civilian Production Administration, use or dispose of any portion unsuitable for the manufacture of products permitted by this order, free from its restrictions.

(i) *Reports.* (1) Processors of manila and agave fiber shall report monthly on CPA-2901, Sections 1 and 2.

(2) The reporting requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(j) *Imports.* The importation of material or products covered by this order shall be made in conformity with the provisions of General Imports Order M-63, as amended from time to time.

(k) *Definitions.* In this order:

(1) "Manila" means fiber, spinnable over machinery which is commonly known in the trade by this term and also known as abaca or Manila hemp, wherever grown (either stripped or decorticated), but does not mean the fiber grades of T2 and T3, O or Y, or equivalent, as established by the Insular Government of the Philippine Islands, processor's mill waste or bagasse.

(2) "Agave" means fiber, spinnable over machinery of the species agave sisalana, agave fourcroydes, and agave cantala, of all grades and qualities including tow and fiber under 20" in length, commonly known in the trade as sisal, henequen, cantala, and maguay, and sometimes preceded by an adjective designating the country or district of origin, but does not include processor's mill waste or bagasse.

(3) "Rope" means any rope or cable, treated or untreated, composed of three or more strands each strand composed of two or more yarns, but does not include strings and twines of whatever construction which are commonly used for tying, sewing, baling or other commercial packaging use.

(4) "Twine" means any single or plied yarn or roving, including marlin, for use as a tying material, for sewing or for any similar purpose, but does not include any product falling within the definition of "rope", "binder twine" or "baler twine."

(5) "Binder twine" means a single yarn twine usually containing agave, but sometimes containing manila, istle, jute, coir, hemp, cotton or paper, suitable for use in a harvesting machine and of the type customarily heretofore manufactured. It is put up in balls of approximately five to eight pounds, packed six to ten to the bale. It measures five hundred feet to the pound with a plus or minus tolerance of five per cent, and contains a lubricant of at least ten per cent of the weight of the twine and an insect repellent. It is also known as binding twine.

(6) "Baler twine" means a single yarn usually made of agave fiber and used in a self-tying machine for baling hay, straw or other fodder crops.

(7) [Deleted Feb. 5, 1946]

(8) [Deleted Feb. 5, 1946]

(9) "Processor" means any person (other than a United States Government agency) who spins, twists or otherwise uses any fiber or yarn in the manufacture of rope or twine, or who uses manila or agave fiber in the manufacture of any other product.

(10) "Non-military" as applied to use or orders means any use or order not for direct or ultimate delivery to, or incorporation into any material for direct or ultimate delivery to the U. S. Army, Navy, Maritime Commission, or War Shipping Administration or to facilities controlled by the War Shipping Administration. It includes cores and centers for wire rope, regardless of their ultimate use.

(l) *Appeals.* Any appeal from the provisions of this order should be made by filing a letter in triplicate, referring to the particular provision appealed from and stating fully the grounds of the appeal.

(m) *Applicability of regulations.* Except as specifically otherwise provided this order and all transactions affected thereby are subject to all applicable provisions of the regulations of the Civilian Production Administration as amended from time to time.

(n) *Violations.* Any person who willfully violates any provision of this order, or who in connection with this order wilfully conceals a material fact or furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using material under priority control and may be deprived of priorities assistance by the Civilian Production Administration.

(o) *Communications.* All reports required to be filed hereunder, and all communications concerning this order, shall, unless otherwise directed, be addressed to the Textile Division, Civilian Production Administration, Washington 25, D. C., Ref.: M-84.

Issued this 5th day of February 1946.

CIVILIAN PRODUCTION
ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

SCHEDULE A—MANILA CORDAGE END USE

This list specifies the permitted end uses for which rope may be manufactured from manila. It does not, however, restrict manufacture for and delivery to the Army, Navy and Maritime Commission.

Fibers other than manila may be used in the manufacture of rope for any end use subject to applicable provisions of any Civilian Production Administration order dealing specifically with such fibers.

NOTE: Items "Cracker," "Drilling cables" and "Falls-Lifeboat" amended, and item "Manila rope" added Feb. 5, 1946.

End use	Definition
Auxiliary line-Lyle gun	A 3" circ. hawser-drawn to or from a vessel by means of a whip line and which is used to support a breeches buoy.
Cracker	A short length of fiber drilling cable used in conjunction with a wire drilling cable affording spring or elasticity to the wire line.
Drilling cables-oil, water and gas wells	Used for operating the tools in "cable tool" drilling.
Falls-Ammunition	The hoisting rope used to raise and lower ammunition.
Falls-Lifeboat	A rope used generally in conjunction with a pair of davits, used to raise or lower lifeboats which contain people.
Falls-Purse boat	A pair of tackles suspended from davits used to raise and lower the purse boats and seine which weigh about 5 tons.
Falls-Powder tank	Used in handling powder tanks (lowering and hoisting).
Life line	See auxiliary line-Lyle gun.
Manila rope 1 1/4" diam (3 3/4" cir.) and larger	Any use.
Purse line	A line rove through rings attached to the bottom of a seine. By hauling on this line the bottom of the net is closed or pursed.
Shot lines-Lyle guns	Soft laid rope used in connection with Lyle guns for rescue work on disabled ships.
Torpedo lines-Oil well	Approximately 1/4" diam. rope used to lower explosives into oil or gas well preparatory to "shooting" the well.

SCHEDULE B—TWINE END USE

This list specifies the permitted end uses for which twine may be manufactured from manila and agave. The use of agave fiber for the manufacture of binder and baler twine will be authorized as stated in paragraph (b) (1). Manila is not permitted at present for twine and agave is permitted only where indicated.

End use	Definition	Manila	Agave
Bale rope	A heavy wrapping twine for securing large bales or bundles		
Christmas tree twine	A single ply twine, usually tarred or dyed for binding Christmas trees in bundles for shipping.		
Fodder yarn	Single yarn generally tarred, put up in stranded or many end form, used in tying up fodder. This yarn is comparable to, in certain parts of the country where a mechanical binder is used for harvesting, a binder twine. In other parts where the binding of sheaves is done by hand, fodder yarn is used.		
Hambroline	See seizing stuff.		
Hanging twine—Hard fiber nets	Twine used to hang hard fiber nets to lines		Yes
Hanging twine—Soft fiber nets	Twine used to hang soft fiber nets to lines		Yes
Heading twine	See Marline-Lobster		Yes
Hide rope	Twine-twisted into strand form usually 50 ends. 2 or 3 ply		
House line	See seizing stuff.		
Lath yarn	A single yarn put up in stranded or many end form either tarred or untarred.		
Marline	See seizing stuff.		
Marline-Lobster	A twine required in the manufacture of the inside tunnel of lobster pots.		Yes
Nettwine—Otter trawls	A hard laid twine, usually 2, 3, or 4 ply in sizes from #600 to #1350 used for the manufacture of hard fiber fishing nets. Also for mending nets.		Yes
Piping cord	The cord used in a roll edge trim for furniture, etc.		
Ring yarns	See wrapping twine. A single yarn usually put up in stranded or many end form and used for general tying purposes.		
Roundline	See seizing stuff.		
Seizing stuff	A general term covering fine sizes of rope and twine used for seizing larger ropes and cables.		
Sewing twine	Twine used for bag closing and for general sewing.		
Shingle yarn	A yarn put up in single end form, used for tying up bundles of shingles. Tarred and untarred.		
Small stuff	See seizing stuff.		
Spun yarn	See seizing stuff.		
Tube rope	A heavy wrapping twine of soft twist for securing large bales and bundles.		
Wormline	See seizing stuff.		
Wrapping and tying twine	Single yarn used as twine, or plied twine twisted or laid, used for tying, packaging, baling or bundling.		(1)

¹ Agave tow only with or without admixture of other fibers.

[F. R. Doc. 46-2072; Filed, Feb. 5, 1946; 4:49 p. m.]

PART 3293—CHEMICALS

[Conservation Order M-387, as amended Feb. 6, 1947]

ROSIN

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of rosin for defense, for private account and for ex-

port; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 3293.646 *Conservation Order M-387—(a) Definitions.* (1) "Gum and wood rosin" means gum and wood rosin as defined by the Naval Stores Act of March 3, 1923, and the regulations issued

by the Acting Secretary of Agriculture on April 22, 1941 under that act. However, the term "rosin" when not expressly limited to gum or wood rosin, means the gum or wood rosin content of any intermediate product as well as gum or wood rosin as such.

(2) "Intermediate product" means any product containing gum or wood rosin capable of use in the manufacture of a Schedule A product. The term includes but is not limited to mixing and grinding vehicles containing rosin, esterified rosin (ester gum), rosin modified phenolic resin, rosin modified maleic or fumaric resins, rosin modified phthalic alkyd resins, gloss oil, heat-treated rosin, stabilized rosins, polymerized rosin and metal resins. The only intermediate products which need not be considered for the purpose of this order are specified in paragraph (e) (2).

(3) "Manufacturer" means any person who uses rosin in the manufacture of any product, or any person who has rosin manufactured for him into any product pursuant to toll arrangement.

(4) [Deleted Feb. 6, 1946.]

(5) [Deleted Feb. 6, 1946.]

(6) [Revoked May 30, 1945.]

(7) [Revoked May 30, 1945.]

(8) [Deleted Aug. 28, 1945.]

(9) [Deleted Aug. 28, 1945.]

(10) "Printing ink" includes any fluid or viscous material or composition of materials used in printing, impressing, stamping, or transferring upon paper or paper-like substances, wood, fabrics or metals by the recognized mechanical reproductive processes employed in printing, publishing and related service industries.

(11) "Protective coating" means any liquid organic coating, thinner, or remover which either alone or mixed with other materials is normally applied to any surface by brush, spray, dip, roller coat, or other method of application. The term includes but is not limited to paint, varnish, enamel, lacquer, dope, lacquer or dope thinner, paint or varnish remover, stain and polishing waxes. The term does not include adhesive, cement, printing ink, coating for the manufacture of coated fabric, coating for leather (limited to hides, skins and splits, etc., which have not been incorporated into any product), coating for footwear (of any material, including leather) and coatings for manufacture of linoleum or felt base covering.

(12) "Soap" means the water soluble product formed by the saponification or neutralization of rosin, fats, oils, or their fatty acids, with organic, ammonium, sodium or potassium bases; or any composition containing such products. The term includes all types of shaving soaps and shaving creams, but shall not include soap used for nondetergent purposes and soap for industrial degreasing of metal tooling or metal fabrication.

(13) "Put into process" means the first change made by a manufacturer in the chemical or physical properties of gum or wood rosin, or of any intermediate product which he uses as such in the manufacture of a Schedule A prod-

uct. For example, if gum or wood rosin is added as such to a kettle of other material in the final process of making a protective coating, the gum or wood rosin in question would be considered to have been "put into process" when it was put into the kettle. On the other hand, if gum or wood rosin is first compounded into a synthetic resin, and the synthetic resin subsequently is added to the kettle of other materials in the final process of making a protective coating, the rosin content in question would be considered to have been "put into process" when the synthetic resin was added to the kettle in the final stage of manufacture of the protective coating.

(b) [Deleted Feb. 6, 1946.]

(c) [Deleted Feb. 6, 1946.]

(d) [Deleted Feb. 6, 1946.]

Intermediate products	Estimated rosin content (solvent free basis)
Esterified rosin.....	96 lbs. of rosin per 100 lbs. of resin.
Rosin-modified phenolic resin.....	85 lbs. of rosin per 100 lbs. of resin.
Heat-treated rosins.....	100 lbs. of rosin per 100 lbs. of heat-treated rosins.
Stabilized rosins.....	100 lbs. of rosin per 100 lbs. of stabilized rosins.
Polymerized rosins.....	100 lbs. of rosin per 100 lbs. of polymerized rosins.
Metal resinates.....	90 lbs. of rosin per 100 lbs. of metal resinates.
Rosin modified maleic or fumaric rosins.....	80 lbs. of rosin per 100 lbs. of resin.
Rosin modified phthalic alkyd rosins.....	20 lbs. of rosin per 100 lbs. of alkyd resin.
Rosin oil.....	100 lbs. of rosin per 100 lbs. of rosin oil.

(2) *Special exemption for certain intermediate products.* No manufacturer shall include the rosin content of the following intermediate products for the purpose of calculating his past or current consumption of rosin in the manufacture of Schedule A products, for the purpose of the reporting provisions, notwithstanding any other provisions of this order:

Resinated colors.

Any intermediate products containing not more than 1% rosin by weight (solvent free basis).

(3) *Special provisions for mixing and grinding vehicles.* Any manufacturer who produces his own mixing or grinding vehicles for incorporation into Schedule A products which he himself produces, may charge his rosin consumption at the time he completes production of the mixing or grinding vehicle, if he so desires, instead of at the time when he uses the mixing or grinding vehicle in the manufacture of the Schedule A product. However, he must use the same timing basis in the production cycle for the purpose of computing current and past consumption, and must continue to use the same timing basis for present and future computations under this order.

(f) *Inventory restrictions on rosin.* Inventories of rosin are subject to the provisions of Priorities Regulation 32, including paragraph (c) (1) and Interpretation 1 (inventories in seasonal industries) of that regulation.

(g) [Revoked Feb. 6, 1946.]

(h) [Revoked May 30, 1945.]

(i) [Deleted Aug. 28, 1945.]

(j) *Quarterly report.* Each manufacturer who puts into process more than 2,700 pounds (5 drums) of rosin during any calendar quarter for the production of Schedule A products, shall file a

(e) (1) *Method of computing rosin content of intermediate products.* Since the provisions of this order refer not only to gum and wood rosin as such put into process in the making of Schedule A products, but also refer to the rosin content of intermediate products put into process for the manufacture of Schedule A products, it is necessary for manufacturers to determine rosin content of intermediate products in some cases, for the purpose of reporting provisions. In figuring the rosin content of the intermediate products listed below, a manufacturer shall use the estimated rosin content appearing after each of those intermediate products in order to determine his consumption. For all other intermediate products, the rosin content must be ascertained.

use and inventory report for that quarter on Form CPA-4131, in the manner prescribed therein, on or before the 20th day of the month following the close of that quarter. One copy of each report shall be retained and one copy shall be forwarded to the Civilian Production Administration, Chemicals Division, Washington 25, D. C.

(k) *Appeals.* Any appeal from this order must be filed by letter in duplicate addressed to the Civilian Production Administration, Chemicals Division, Washington 25, D. C., Ref: M-387, setting forth the reasons for the appeal and the necessary supporting information.

(l) *Budget Bureau approval.* The reporting requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(m) *Applicability of regulations.* This order and all transactions affected thereby are subject to all applicable regulations of the Civilian Production Administration, as amended from time to time.

(n) *Violations.* Any person who wilfully violates any provision of this order, or who in connection with this order, wilfully conceals a material fact or furnishes false information to any department or agency of the United States, is guilty of a crime and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using material under priority control and may be deprived of priorities assistance.

(o) *Communications to Civilian Production Administration.* Communications concerning this order shall, unless otherwise directed, be addressed to the Civilian Production Administration,

Chemicals Division, Washington 25, D. C., Ref.: M-387.

Issued this 6th day of February 1946.

CIVILIAN PRODUCTION
ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

SCHEDULE A—CERTAIN ROSIN PRODUCTS

NOTE: Schedule A amended February 6, 1946, to delete quotas without change in the list of products.

Foundry supplies.
Insecticides or disinfectants.
Oils and greases.
Paper and paperboard.
Pharmaceuticals.
Printing ink.
Rubber, natural and synthetic except rubber cement and rubber adhesives.
Rubber cements, rubber adhesives and rubber coatings for fabrics.
Finish for shoe leathers, shoe components made of leather, and binder for cork bottom filler for shoes, but not including shoe polish.
Textile shoe fabrics and felts, and binder for boxtoes and cork counter for shoes.
Adhesives.
Coated fabrics.
Linoleum and printed floor coverings.
Protective coatings including paints, varnishes, lacquers, etc.
Shoe polish.
Soap.

[F. R. Doc. 46-2191; Filed, Feb. 6, 1946; 4:50 p. m.]

Chapter XI—Office of Price Administration PART 1305—ADMINISTRATION [SO 139, Amdt. 2]

ADJUSTED MAXIMUM PRICES FOR CERTAIN LOW-PRICED COMMODITIES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Order 139 is amended in the following respects:

1. The first unnumbered subparagraph of section 4 (c) is amended by adding, at the end thereof, the following language: "However, where such item is sold and delivered to a 'mail order establishment,' (i. e., a person who regularly makes deliveries by mail to individual ultimate consumers in filling orders received by mail on the basis of catalogs, booklets, circulars or other forms of printed price lists) and that item has been offered for sale by the mail order establishment in a catalog, booklet or other form of printed price list which was printed prior to January 16, 1946, and the mail order establishment furnishes to the manufacturer a written certification to that effect, the manufacturer shall not send the statement set forth in subparagraph (1) below."

2. Section 5 (a) (4) is hereby deleted.

3. Appendix A is amended to read as follows:

10 F.R. 14143.

APPENDIX A—INCREASE FACTORS AND CUT-OFF PRICES

Column 1 Commodity	Column 2 Increase factor	Column 3 Net cut-off prices	
		Manufacturers' sales to others than individual ultimate consumers (per dozen)	Manufacturers' sales to individual ultimate consumers (per item)
	Percent		
Men's knit pajamas (all yarns).....	15	\$13.23	\$1.65
Boys' knit pajamas (all yarns).....	15	11.64	1.45
Children's and toddlers' knit pants (all yarns).....	15	2.45	.31
Infants' knit vests and shirts (all yarns).....	15	1.81	.24
Infants' knit training pants, of yarn lighter than 22's.....	15	2.21	.28
Women's and misses' knit vests (all yarns).....	15	3.19	.40
Men's knit union suits under 9 pounds per dozen (all yarns).....	15	6.62	.85
Boys' knit union suits under 7 pounds per dozen (all yarns).....	15	5.50	.70
Women's and misses' knit union suits under 6 pounds per dozen (all yarns).....	15	5.15	.65
Children's and infants' knit union suits under 6 pounds per dozen (all yarns).....	15	4.41	.55
Men's and boys' lightweight knit shirts and drawers under 6 pounds per dozen (all yarns).....	15	4.07	.50
Men's knit athletic shirts (all yarns).....	15	2.60	.33
Boys' knit athletic shirts (all yarns).....	15	2.21	.28
Men's and boys' knit shorts and briefs (all yarns).....	15	2.94	.37
	Cents		
Children's and infants' anklets (all yarns).....	15	1.65	.21
All other hosiery (all yarns).....	20	2.00	.26
Men's handkerchiefs, not less than 18" x 18" cut size, hemstitched (all fabrics)*.....	13	.63	.08
Men's bandanna work handkerchiefs, not less than 18" x 18" cut size (all fabrics)*.....	13	.63	.08

* This commodity is not covered by this order when sold by a person who has elected to include men's handkerchiefs in Maximum Price Regulation 605.

This amendment shall become effective February 12, 1946.

Issued this 7th day of February 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-2212; Filed, Feb. 7, 1946;
11:24 a. m.]

PART 1305—ADMINISTRATION

[SO 132, Amdt. 17]

EXEMPTION AND SUSPENSION FROM PRICE CONTROL OF CERTAIN FOODS, GRAINS AND CEREALS, FEEDS, TOBACCO AND TOBACCO PRODUCTS, AGRICULTURAL CHEMICALS, INSECTICIDES AND BEVERAGES

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

Supplementary Order No. 132 is amended in the following respect:

In section 1 (a) (2) the following commodity is added in alphabetical order:

Grapes, hothouse (imported)

This amendment shall become effective February 6, 1946.

Issued this 6th day of February 1946.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 46-2168; Filed, Feb. 6, 1946;
4:39 p. m.]

PART 1312—LUMBER AND LUMBER PRODUCTS
[RMFR 293, Amdt. 12]

STOCK MILLWORK

A statement of the considerations involved in the issuance of this amend-

¹ 10 F.R. 11512, 11808, 12526, 12960, 12986, 13368, 13402, 13403, 14023, 14257, 14815, 14954, 15170, 1 F.R. 296, 297.

ment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 293 is amended in the following respects:

1. In section 19 (a) the last undesignated paragraph is amended to read as follows:

Combination storm and screen doors (stock quantities, 5 of a size and kind, in the white, not crated):

Following discounts apply to all zones (percent)

Complete door open, not wired.....	59½
Door section only.....	59½
Sash section only, open.....	59½
Screen section only, not wired.....	59½
Complete door open, wired 14-mesh galvanized.....	59½
Screen section only, wired 14-mesh galvanized.....	59½
Complete door, wired 14-mesh galvanized, glazed single strength "B" (SSB).....	59½
Sash section only, glazed single strength "B" (SSB) set with putty.....	59½
Complete door, wired 14 x 18 mesh galvanized, glazed single strength "B" (SSB), add \$0.25 to 14-mesh galvanized list in Standard Lists Catalog No. 40.....	59½
Complete door, wired 14 x 18 mesh bronze, glazed single strength "B" (SSB), add \$1.20 to 14-mesh list in Standard Lists Catalog No. 40.....	59½
Complete door, wired 16 x 16 mesh aluminum wire, glazed single strength "B" (SSB), add \$1.35 to 14 mesh galvanized list in Standard Lists Catalog No. 40.....	59½

2. Section 23 (a) is amended to read as follows:

(a) The maximum prices for Ponderosa pine window and sash screens, set up and wired in the white (unpainted), sold in quantities equal to or exceeding one-half carload shall be the net prices, f. o. b. mill, full freight allowed to all zones, computed by applying the follow-

ing base discounts to the list prices and list extras printed on pages 182 through 191, inclusive, of Standard Woodwork Lists, Catalog No. 40:

Description of product: No. 1 Ponderosa pine window and sash screens; 1½" thick; in the white; New York and Western openings; set up and wired; packed 12 to a bundle; 12 or more of a size and kind:

Following discounts apply to all zones (percent)

12-mesh, black wire.....	63
14-mesh, galvanized wire.....	63
16-mesh, galvanized wire.....	63
18-mesh, bronze wire.....	63
18-mesh, bronze wire.....	63
16-mesh, black wire (use 16-mesh galvanized list).....	63
14- x 18-mesh, galvanized wire (use 16-mesh galvanized list).....	62
14- x 18-mesh, bronze wire (use 16-mesh bronze list).....	61½
16- x 16-mesh aluminum wire (use 16-mesh bronze list).....	60½

This Amendment No. 12 shall become effective February 12, 1946.

Issued this 7th day of February 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-2209; Filed, Feb. 7, 1946;
11:26 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[MPR 421, Amdt. 30]

CEILING PRICES OF CERTAIN FOODS SOLD AT WHOLESALE

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 22b is added to Maximum Price Regulation 421 to read as follows:

SEC. 22b. *Special rules for figuring ceiling prices for "sugar" after February 9, 1946.* At the close of business on February 9, 1946, you must determine the number of pounds of each item of "sugar" that you own at that time. You must make and keep a record of that inventory at your place of business. Do not include "sugar" which you obtained as an industrial user under Third Revised Ration Order 3 issued by the Office of Price Administration. After that date you must continue to sell each item of "sugar" at no more than the ceiling price you had in effect on February 9, 1946 until you have sold an amount equal to your February 9, 1946 inventory of the item. When you have sold that amount, you shall refigure your ceiling price for the item in accordance with the rules in section 6. However, if you receive a notification from your supplier to refigure your ceiling price for an item of "sugar", do not refigure your ceiling price or send notice to retailers until you have sold an amount equal to your February 9, 1946 inventory at no more than the ceiling price you had in effect on February 9, 1946.

¹ 10 F.R. 1496, 5037, 5369, 7261, 11302, 12848, 12992, 13073.

If, at the close of business on February 9, 1946, you have an inventory of more than 10,000 pounds of all items of "sugar", you must, on or before February 25, 1946, file with the Wholesale-Retail and Fruit and Vegetable Branch of the Office of Price Administration, Washington, D. C., by registered mail, an affidavit showing the number of pounds of each item of "sugar" you own for resale at that time. You must keep a copy of that affidavit at your place of business.

This amendment shall become effective 12:01 a. m. February 10, 1946.

NOTE: The record-keeping and reporting requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 5th day of February 1946.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 46-2061; Filed, Feb. 5, 1946;
4:44 p. m.]

PART 1351—FOOD AND FOOD PRODUCTS [MPR 422,¹ Amdt. 69]

CEILING PRICES OF CERTAIN FOODS SOLD AT RETAIL IN GROUP 3 AND GROUP 4 STORES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 25f is added to Maximum Price Regulation 422 to read as follows:

SEC. 25f. *Ceiling prices for sales of "sugar" after February 9, 1946.* At the close of business on February 9, 1946, you must determine the number of pounds of each item of "sugar" that you own for resale at that time. You must make and keep a record of that inventory at your place of business. Do not include "sugar" which you obtained as an industrial user under Third Revised Ration Order 3 issued by the Office of Price Administration. In the case of stores under one ownership, the number of pounds owned shall be the total of the number of pounds in each such store and wherever else located. After that date you must continue to sell each item of "sugar" at no more than the ceiling price you had in effect on February 9, 1946, until you have sold an amount equal to your February 9, 1946 inventory of the item. When you have sold that amount, you shall refigure your ceiling price for the item in accordance with the rules in section 6. However, if you receive a notification from your supplier to refigure your ceiling price for an item of "sugar", do not refigure your ceiling price until you have sold an amount equal to your February 9, 1946 inventory at no more than the ceiling price you had in effect on February 9, 1946.

If, at the close of business on February 9, 1946, you have an inventory of more than 10,000 pounds of all items of "sugar", you must, on or before Feb-

ruary 25, 1946, file with the Wholesale-Retail and Fruit and Vegetable Branch of the Office of Price Administration, Washington, D. C., by registered mail, an affidavit showing the number of pounds of each item of "sugar" you own for resale at that time. You must keep a copy of that affidavit at your place of business.

This amendment shall become effective 12:01 a. m. February 10, 1946.

NOTE: The record-keeping and reporting requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 5th day of February 1946.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 46-2062; Filed, Feb. 5, 1946;
4:45 p. m.]

PART 1351—FOOD AND FOOD PRODUCTS [MPR 423,¹ Amdt. 66]

CEILING PRICES OF CERTAIN FOODS SOLD AT RETAIL IN INDEPENDENT STORES DOING AN ANNUAL BUSINESS OF LESS THAN \$250,000 (GROUP 1 AND GROUP 2 STORES)

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 18 (c) is added to Maximum Price Regulation 423 to read as follows:

(c) *Ceiling prices for sales of "sugar" after February 9, 1946.* At the close of business on February 9, 1946, you must determine the number of pounds of each item of "sugar" that you own for resale at that time. You must make and keep a record of that inventory at your place of business. Do not include "sugar" which you obtained as an industrial user under Third Revised Ration Order 3 issued by the Office of Price Administration. In the case of stores under one ownership, the number of pounds owned shall be the total of the number of pounds in each such store and wherever else located. After that date you must continue to sell each item of "sugar" at no more than the ceiling price you had in effect on February 9, 1946 until you have sold an amount equal to your February 9, 1946 inventory of the item. When you have sold that amount, you shall refigure your ceiling price for the item in accordance with the rules in Section 6. However, if you receive a notification from your supplier to refigure your ceiling price for an item of "sugar", do not refigure your ceiling price until you have sold an amount equal to your February 9, 1946 inventory at no more than the ceiling price you had in effect on February 9, 1946.

If, at the close of business on February 9, 1946, you have an inventory of more than 10,000 pounds of all items of "sugar", you must, on or before February 25, 1946, file with the Wholesale-Retail and Fruit and Vegetable Branch

of the Office of Price Administration, Washington, D. C., by registered mail, an affidavit showing the number of pounds of each item of "sugar" you own for resale at that time. You must keep a copy of this affidavit at your place of business.

This amendment shall become effective 12:01 a. m. February 10, 1946.

NOTE: The record-keeping and reporting requirements of this amendment have been approved by the Bureau of the Budget in accordance with Federal Reports Act of 1942.

Issued this 5th day of February 1946.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 46-2063; Filed, Feb. 5, 1946;
4:45 p. m.]

PART 1373—PERSONAL AND HOUSEHOLD ACCESSORIES [MPR 584,¹ Amdt. 5]

FEATHER FILLED PILLOWS AND UPHOLSTERY CUSHION INNERCASINGS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith; and it has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 584 is amended in the following respects:

1. Section 8 is amended to read as follows:

SEC. 8. *Manufacturers to calculate maximum prices on retail sales of new pillows.* (1) If the manufacturer's maximum price for sales of a particular single new pillow is determined by reference to Table I-B of paragraph (a) of Appendix A, the manufacturer shall calculate the maximum price for sales by retailers of that pillow in the following manner:

(i) He deducts five cents from his maximum price for a sale of that single new pillow to retailers, exclusive of the quantity and Far West Zone differentials; and
(ii) He multiplies the result of (i) by 175 percent. The amount obtained by this multiplication is the maximum price for sales by retailers of the particular pillow.

(2) In all other cases, the manufacturer shall calculate the maximum price for sales by retailers of a single new pillow by multiplying his maximum price for sales of that single new pillow to retailers, exclusive of the quantity and Far West Zone differentials, by 180 percent. The amount obtained by this multiplication is the maximum price for sales by retailers of the particular pillow.

(3) The Far West Zone differential provided in paragraph (c) of Appendix A shall be added to the retail price calculated under (1) or (2). The price, so calculated, may be rounded to the nearest five cents. However, if the price, so calculated, results in a figure exactly midway between the next higher and the next lower five cents, it shall be rounded to the next lower five cents.

2. The footnote at the end of the table in § 10 (a) (8) (ii) is amended to read as follows:

¹ 10 F.R. 14598.

¹ 10 F.R. 1505, 2024, 2297, 3814, 5370, 5577, 6235, 6514, 7251, 8015, 8656, 9272, 9263, 9430, 11303, 12264, 12265, 12810, 12992, 13073, 13593, 14146, 14447.

¹ 10 F.R. 1523, 2025, 2298, 3814, 5370, 5578, 6235, 6514, 8015, 8656, 9272, 9263, 9431, 11303, 12265, 12810, 12992, 13074, 13594, 14147, 14447.

NOTE: For sizes with a surface area intermediate to the surface area of the sizes, listed above, the cover allowance of the listed size, with the nearest surface area shall be used. For other sizes, use 125 percent of the f. o. b. mill maximum price to the manufacturer.

The cover allowance for fabrics not included in the classes listed above is 125 percent of the f. o. b. mill maximum price to the manufacturer.

These cover allowances are per pair.

3. Section 11 (a) (1) is amended to read as follows:

(1) (i) If the manufacturer's maximum price for sales of a particular pillow is determined by reference to Table I-B of paragraph (a) of Appendix A,² the maximum price of a jobber for his sale of that pillow shall be 123 percent of either the maximum price of the manufacturer for his sale of the particular pillow, or of the actual net invoice price, to the jobber, whichever is lower, plus the freight charge paid by the jobber for delivery to him.

(ii) The maximum price of a jobber for his sales of all other articles covered by this regulation shall be 125 percent of either the maximum price of the manufacturer for his sale of the particular article, or of the actual net invoice price, to the jobber, whichever is lower, plus the freight charge paid by the jobber for delivery to him.

4. Table I-B of paragraph (a) of Appendix A is amended to read as follows:

TABLE I-B—MAXIMUM PRICES PER PAIR AND MINIMUM FILLING WEIGHTS FOR 21 x 27 SIZE PILLOWS CONTAINING SPECIFIED FILLING MIXTURES OF ALL NEW MATERIALS

Crushed waterfowl quills, percent by weight of filling mixture	Chicken and turkey feathers			Chicken and turkey fibre		
	Weight (ounces)	Price		Weight (ounces)	Price	
		White	Colored		White	Colored
0.....	96	\$2.28	\$2.00	104	\$2.77	\$2.51
5.....	96	2.31	2.05	104	2.82	2.58
10.....	97	2.34	2.09	104	2.88	2.64
15.....	97	2.42	2.18	104	2.93	2.70
20.....	98	2.50	2.27	104	2.99	2.77
25.....	98	2.58	2.36	104	3.05	2.84
30.....	98	2.65	2.45	104	3.10	2.91
35.....	99	2.73	2.56	104	3.15	2.97
40.....	99	2.81	2.65	104	3.20	3.04
45.....	99	2.89	2.74	104	3.25	3.10
50.....	100	2.99	2.84	104	3.31	3.18
55.....	100	3.07	2.93	104	3.36	3.24
60.....	101	3.15	3.04	104	3.42	3.31
65.....	101	3.23	3.13	104	3.47	3.38
70.....	101	3.32	3.22	104	3.52	3.44
75.....	101	3.40	3.31	104	3.57	3.51
80.....	102	3.49	3.42	104	3.63	3.58
85.....	102	3.57	3.51	104	3.68	3.65
90.....	103	3.66	3.64	104	3.74	3.71
95.....	103	3.74	3.73	104	3.80	3.78
100.....	104	3.85	3.85	104	3.85	3.85

² This refers to pillows made with new chicken and turkey feathers or fibre and mixtures thereof with crushed waterfowl quills.

NOTE: All weights listed are minimum filling weights in ounces. All prices listed are maximum prices.

If the components of the filling mixture of a pillow contain more than three percent of colored chicken and turkey feathers or fibre, the maximum price of the pillow shall be determined as if such feather and fibre components were one hundred percent colored.

If the filling components of a pillow include both chicken and turkey feathers and chicken and turkey fibre, the price of the pillow shall be determined as if such feather and fibre components were one hundred percent chicken and turkey feathers.

The maximum price for sales to retailers or to institutional users of pillows 21 inches by 27 inches in size containing percentage compositions other than those listed in Table I-B shall be the maximum price of that pillow listed in the table having the percentage composition next lowest to that of the pillow being priced.

5. Table III in paragraph (a) of Appendix A is amended to read as follows:

TABLE III—DIFFERENTIAL IF FABRIC OTHER THAN "CLASS I" FABRIC IS USED

Finished pillows sizes (inches)	Fabric		
	Class II	Class III	Class IV
Sizes, 16 x 24 to and including 22 x 28.....	-\$0.10	+\$0.15	+\$0.30

This amendment shall become effective on February 12, 1946.

Issued this 7th day of February 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-2210; Filed, Feb. 7, 1946; 11:27 a. m.]

PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[3d Rev. RO 3, Amdt. 4]

SUGAR

A rationale for this amendment has been issued simultaneously herewith and has been filed with the Division of the Federal Register.

Third Revised Ration Order 3 is amended in the following respects:

1. Section 17.4 (a) is amended by substituting the words "February 17, 1946" for the words "February 16, 1946" appearing in the first sentence.

2. Section 21.1 is amended by adding a note at the end thereof to read as follows:

NOTE: The deposit of stamps or coupons in envelopes is not covered by the provisions of this section.

This amendment shall become effective February 11, 1946.

Issued this 7th day of February 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-2207; Filed, Feb. 7, 1946; 11:24 a. m.]

PART 1499—COMMODITIES AND SERVICES

[SR 14C, Amdt. 16]

PACKED RIPE OLIVES

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

Section 4.8 is added to read as follows:

SEC. 4.8 *Packed ripe olives*—(a) *Maximum prices which processors may charge for packed ripe olives.* The processor's maximum price per dozen containers or other unit, f. o. b. shipping point, to any class of purchasers for an item of packed ripe olives shall be his maximum price as established by the

General Maximum Price Regulation⁴ for sales to the same class of purchasers plus 16% of that price.

(b) *Maximum prices which distributors other than wholesalers and retailers may charge for packed ripe olives.* The maximum price for an item of packed ripe olives, f. o. b. shipping point, of a distributor who is not a wholesaler or retailer shall be:

(1) The maximum price of his supplier, f. o. b. shipping point, plus incoming freight paid by the distributor, if he purchased the particular goods being priced from a supplier other than a wholesaler or retailer.

(2) The "net cost" of his supplier under Maximum Price Regulation No. 422,⁵ 422³ or 423,⁴ plus incoming freight paid by the distributor, if he purchased the particular goods being priced from a wholesaler or retailer.

(c) *Notification of new maximum prices.* With the first delivery after February 6, 1946, of an item of packed ripe olives, in any case where a seller determines his maximum price pursuant to this section, he shall supply each wholesaler and retailer who purchases from him with written notice, reading as follows:

(Insert date)

Notice to Wholesalers and Retailers

Our OPA ceiling price for (describe item by variety, grade, brand, style of pack, container type and size) of packed ripe olives has been changed by the Office of Price Administration. We are authorized to inform you that if you are a wholesaler or retailer pricing this item under Maximum Price Regulation No. 42, 422 or 423, you must refigure your ceiling price for this item on the first delivery of it to you containing this notification on or after February 7, 1946. You must refigure your ceiling price following the rules in section 6 of Maximum Price Regulation No. 421, 422 or 423, whichever is applicable to you.

For a period of 60 days after determining such maximum price for the item, and with the first shipment after the 60-day period to each person who has not made a purchase within that time, each seller shall include in each case, carton or other receptacle containing the item, the written notice set forth above, or securely attach it to the outside. However, for sales direct to any retailer, the seller may supply the notice by attaching it to, or stating it on, the invoice covering the shipment, instead of providing it with the goods.

(d) *Reports which processors must file.* Within 10 days after the date of his first sale of any item for which he figures his maximum price under this section, the processor shall file with the Office of Price Administration, Washington, D. C., a report in duplicate and signed by him showing:

(1) A description in detail of the item being priced, including its grade and

³ 9 F.R. 1385, 5169, 6106, 8150, 10193, 14965.

⁴ 10 F.R. 1496, 5037, 5369, 7251, 11302, 12848, 12992, 13073.

⁵ 10 F.R. 1505, 2024, 2297, 3814, 5370, 5577, 6235, 6514, 7251, 8015, 8656, 9272, 9263, 9430, 11303, 12264, 12265, 12810, 12992, 13073, 13593, 14146, 14447.

⁶ 10 F.R. 1523, 2025, 2296, 3814, 5370, 5578, 6235, 6514, 8015, 8656, 9272, 9263, 9431, 11303, 12265, 12810, 12992, 13074, 13594, 14147, 14447.

brand name (if any) and the variety of olives used in the item.

(2) His maximum price, f. o. b. shipping point, as established by the General Maximum Price Regulation for sales to each class of purchasers (for example, government procurement agencies, wholesalers, retailers).

(3) His maximum price, f. o. b. shipping point, as figured under this section for sales to each class of purchasers.

(4) A list of his customary discounts, transportation and other allowances and price differentials.

(5) The volume of the item he has produced from the 1945-1946 crop of olives and the volume of the item he expects to produce from that crop during the following 12 months.

(e) *Individual adjustment of processors' maximum prices.*—(1) *When adjustments may be made.* Either on his own motion or upon application in accordance with Revised Procedural Regulation No. 1,⁹ the Price Administrator may adjust a processor's maximum price figured under this section for sales to purchasers other than government procurement agencies, or for sales to government procurement agencies when the processor has entered into or proposes to enter into a government contract or subcontract, where it appears that:

(i) The maximum price is below the median price at which sales of the item (regardless of brand) may be sold to the same class of purchasers by processors located in the general processing area;

(ii) The processor would be entitled to a price increase under the standards set forth in subparagraph (2), below; and

(iii) In the judgment of the Price Administrator, an increase in the processor's maximum price would be in furtherance of the purposes of the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and Executive Orders Nos. 9250, 9328, 9599 and 9651.

(2) *Amount of adjustment.* The maximum price, as adjusted under this paragraph, shall in no event be higher than the median price at which sales of the item (regardless of brand) may be made to the same class of purchasers by processors located in the general processing area. Subject to this limitation and the limitation of subparagraph (1) (iii), above, the adjusted maximum price shall not exceed the following amount:

(i) Processing costs for the item if the processor's percentage of net operating profits (before income and excess profits taxes) to net sales of packed ripe olives, during the most recent fiscal year, was 5% or higher; or

(ii) Total costs for the item, if the processor's percentage of net operating profits (before income and excess profits taxes) to net sales of packed ripe olives, during the most recent fiscal year, was less than 5% but no lower than 3%; or

(iii) Total costs for the item plus a profit of 5% of the adjusted maximum price, if the processor's percentage of net operating profits (before income and excess profits taxes) to net sales of

packed ripe olives, during the most recent fiscal year, was lower than 3%.

(3) *Contracts with government procurement agencies pending disposition of application for adjustment.* Upon the filing of an application for adjustment under this paragraph of a maximum price for sales to government procurement agencies or within 30 days prior thereto, and until final disposition of the application, contracts may be entered into or proposed with, and bids submitted to, government procurement agencies at the price or prices requested in the application, and deliveries may be made under such contracts, except that the processor may not receive and the buyer may not pay the amount by which the price exceeds the maximum price unless and until an order granting a higher price has been issued. The processor shall include in any sale, contract to sell, or offer to sell at the price requested in an application the following:

(i) His maximum price for sales of the item to government procurement agencies.

(ii) A statement that the quoted price is subject to approval of the Office of Price Administration.

(iii) A statement that an appropriate application has been filed, or will be filed within 30 days, with the Office of Price Administration.

Any government agency may appear as an interested party in the case of any such application.

(4) *Time, form and place of filing application.* No application for adjustment shall be filed before the processor has completed a substantial part of his pack of the product from the current crop. Applications shall be filed with the Office of Price Administration, Washington, D. C., in duplicate on Office of Price Administration Form No. 6039-2526, and shall contain the information specified in that form. Copies may be obtained from any field office of the Office of Price Administration or from the Wholesale-Retail and Fruit and Vegetable Branch, Food Price Division, Office of Price Administration, Washington, D. C. The Office of Price Administration may request the processor to file any additional cost data based upon operating experience.

(5) *Determination of limitations on adjustment in certain cases.* If the particular item (regardless of brand) is not the "basic item" of that variety of packed ripe olives, for the purpose of making adjustments the Price Administrator may determine the applicable median price at which sales of the item (regardless of brand) may be made to the appropriate class of purchasers by processors located in the general processing area, by customary differential from the reported maximum prices for the basic item of the same variety sold by processors in the same or nearest general processing area.

"Basic item" of any variety of packed ripe olives means the item (regardless of brand) for which the greatest number of maximum prices have been reported.

(6) *Determination of adjustments for grower-processors (including grower-*

owned cooperatives). For the purposes of this paragraph, "net operating profits (before income and excess profits taxes) to net sales of packed ripe olives" for a grower-processor (including a grower-owned cooperative) means the amount by which net sales of the commodity exceeded total costs computed on the basis of the weighted average price paid by his most closely competitive processor who is not a grower-processor for the 1944-1945 crop of each variety grouping (as described in subparagraph (7) (ii) (a), below) used in producing packed ripe olives.

In determining adjustments under this paragraph, "processing costs for the item" or "total costs for the item" shall be computed in each case on the basis of the weighted average price paid by the grower-processor's most closely competitive processor who is not a grower-processor for the 1945-1946 crop of each variety grouping of ripe olives, as described in and subject to the limitations of subparagraph (7) (ii) (a) below.

(7) *Definitions.* When used in this paragraph the term:

(i) "Net sales" means total sales less return sales of finished product.

(ii) "Processing costs for the item" means current:

(a) Actual cost per unit, delivered to the factory, of all ingredients and packaging materials for which maximum prices have been established, figured at no more than the current maximum prices applying to the class of purchasers to which the processor belongs, or, if no maximum prices have been established, figured at no more than their current market prices (but in the case of ripe olives, not in excess of a weighted average price of \$370.00 per ton for Sevillano-Ascolano varieties or \$270.00 per ton for all other varieties);

(b) Direct labor costs per unit, figured at no more than lawful current rates; and

(c) Other costs of processing per unit, such as indirect labor (figured at no more than lawful current rates), depreciation, factory rental, insurance, machinery repairs, and other cost factors generally pertaining to processing operations, but not including general administrative and selling expenses.

(iii) "Total costs for the item" means processing costs plus current general administrative and selling expenses per unit.

(iv) "Median price" means the middle price of a series of prices arranged in order of size, or, if the series consists of an even number of prices, the simple arithmetic average of the two middle prices.

(v) "Government contract" means any contract with the United States or any agency thereof or with the Government or any agency thereof of any country whose defense the President deems vital to the defense of the United States under the terms of the Act of March 11, 1941, entitled "An Act to Promote the Defense of the United States."

(vi) "Subcontract" means any purchase order or agreement to make or furnish any commodity needed for the performance of another government contract or subcontract thereunder.

⁹ 9 F.R. 10476, 13715, 11295.

(8) *Effect of prior adjustments.* In determining adjustments under this paragraph, changes in prices resulting from the granting of prior adjustments to other processors under this paragraph shall, so far as practicable, be disregarded.

(9) *Relationship with Revised Supplementary Order No. 9.* No application for adjustment filed on or after February 7, 1946, under Revised Supplementary Order No. 9⁶ with respect to maximum prices of processors for sales to government procurement agencies of commodities covered by this section will be granted.

(f) *General definitions.* When used in this section the term:

(1) "Processor" means a person who processes any part of what he sells of the kind and brand of product being priced. The term includes a person who has the goods "custom-packed" or "toll-packed" by another.

(2) "Distributor" means a person who purchases all he sells (for his own account) of the kind and brand of product being priced and resells it without processing any part of it.

(3) "Wholesaler" and "retailer" mean the persons respectively referred to as "wholesalers" and "retailers" in Maximum Price Regulations Nos. 421, 422 and 423.

(4) "Item" means a kind, variety, grade, brand, style of pack, container type and size of product.

(5) "Packed" means processed and enclosed in any container, whether or not hermetically sealed.

(6) "Ripe olives" includes only whole unpitted ripe olives, whole pitted ripe olives and chopped ripe olives.

(g) *Relationship with the General Maximum Price Regulation.* Except to the extent that maximum prices under the General Maximum Price Regulation are modified by this section, the provisions of that regulation apply to sales of packed ripe olives by persons other than wholesalers and retailers.

This amendment shall become effective February 7, 1946.

NOTE: All reporting requirements of this amendment have been approved by the Bureau of the Budget, in accordance with the Federal Reports Act of 1942.

Issued this 7th day of February 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

Approved: February 4, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-2211; Filed, Feb. 7, 1946;
11:27 a. m.]

Chapter XXIII—Surplus Property Administration

[SPA Reg. 4,¹ Order 4]

PART 8304—DISPOSAL OF AIRCRAFT AND COMPONENTS AND PARTS OF AIRCRAFT

PRICE LIST FOR EDUCATIONAL AND PUBLIC HEALTH INSTITUTIONS OR INSTRUMENTALITIES

Pursuant to the provisions of § 8304.11 (a); *It is hereby ordered, That:*

The Surplus Property Administrator hereby approves of the list submitted by the War Assets Corporation of items of aeronautical property appearing in Exhibit A and the prices set forth therein which have been ascertained by the War Assets Corporation to reflect the benefits which have accrued or may accrue to the United States by disposal of such items to educational or public-health institutions or instrumentalities.

This order shall become effective February 5, 1946.

W. STUART SYMINGTON,
Administrator.

JANUARY 31, 1946.

EXHIBIT A AIRPLANES

Catalog No.	Type-Symbol		Manufacturer	Approved name	Number of engines	Approximate size (feet) LHS	Approximate shipping weight (pounds)	Disposal cost (each)
	Army	Navy						
Bombardment (Light A) (Heavy B)								
42-2170	A-17		Northrop		1	33 x 10 x 42	6,200	\$100.00
42-2160	A-18		Curtiss		2	44 x 12 x 66	11,700	150.00
42-2160	A-20	BD	Douglas	Havoc	2	48 x 19 x 62	18,700	150.00
42-2520	O-53				2	48 x 19 x 62	18,700	150.00
42-2170	A-24	SBD	Douglas	Dauntless	1	33 x 14 x 42	7,800	100.00
42-2170		TB2D			1	33 x 14 x 42	7,800	100.00
42-2170		SBF		Helldiver	1	33 x 14 x 42	11,800	100.00
42-2170		SBW		Helldiver	1	33 x 14 x 42	11,800	100.00
42-2170		BTB		Destroyer	1	33 x 14 x 42	11,800	100.00
42-2170	A-25	SB2C	Curtiss	Helldiver	1	37 x 16 x 50	11,800	100.00
42-2160	A-26		Douglas	Invader	2	52 x 19 x 70	25,800	150.00
42-2160	A-28		Lockheed		2	45 x 13 x 66	15,800	150.00
42-2160	A-29		Lockheed	Hudson	2	45 x 15 x 66	14,800	150.00
42-2610	AT-18				2	45 x 15 x 66	14,800	150.00
42-2140		PBO			2	45 x 15 x 66	14,800	150.00
42-2170	A-31		Vultee	Vengeance	1	40 x 15 x 48	11,700	100.00
42-2170	A-34	SB2A	Brewster	Bermuda	1	40 x 16 x 47	11,800	100.00
42-2170		TBF	Grumman	Avenger	1	40 x 17 x 55	11,800	100.00
42-2170		TBM	General Motors	Avenger	1	40 x 17 x 55	11,800	100.00
42-2140		PBN	Martin	Mariner	2	78 x 28 x 118	35,700	200.00
42-2140		PBN	Navy Air Force	Nomad	2	65 x 19 x 104	21,700	200.00
42-2120	B-17		Boeing	Fortress	4	74 x 20 x 104	33,400	350.00
42-2120	B-24		Consolidated	Liberator	4	67 x 18 x 110	34,600	350.00
42-2130		PB4Y			4	67 x 18 x 110	34,600	350.00
42-2410	C-87	RY			4	67 x 18 x 110	34,600	350.00
42-2150	B-25	PBJ	North American	Mitchell	2	55 x 16 x 68	22,200	200.00
42-2150	B-26	JM	Martin	Marauder	2	59 x 22 x 71	28,300	200.00
42-2110	B-29		Boeing	Superfortress	4	99 x 28 x 142	140,000	350.00
42-2150	B-34	PV	Vega (Lockheed)	Ventura	2	60 x 16 x 66	22,100	200.00
42-2170		TBY	Consolidated	Sea Wolf	1	42 x 17 x 53	12,900	100.00
42-2130		PB2Y	Consolidated	Coronado	4	80 x 28 x 115	44,900	350.00
42-2430	C-33		Douglas		2	62 x 22 x 85	17,900	150.00
42-2440	C-40	JO-1	Lockheed	Expeditor	2	37 x 10 x 50	6,100	150.00
42-2440	C-45	JRB	Beechcraft	Commando	2	35 x 10 x 48	7,300	150.00
42-2420	C-46	R50	Curtiss-Wright	Skytrain	2	77 x 22 x 108	36,900	200.00
42-2430	C-47	R4D	Douglas	Lodestar	2	65 x 17 x 65	16,800	150.00
42-2430	C-56	R50	Lockheed		2	50 x 18 x 66	11,900	150.00
42-2430	C-59				2	50 x 12 x 66	11,900	150.00
42-2440	C-78	JRC	Cessna	Bobcat	2	33 x 12 x 42	5,800	150.00
42-2610	AT-17				2	33 x 12 x 42	5,800	150.00
Liaison								
42-2510	L-1		Vultee (Stinson)	Grasshopper	1	35 x 10 x 51	3,200	50.00
42-2510	O-49				1	35 x 10 x 51	3,200	50.00
42-2510	L-2		Taylorcraft	Grasshopper	1	23 x 8 x 36	1,200	50.00
42-2510	O-57				1	23 x 8 x 36	1,200	50.00
42-2510	L-3		Aeronca	Grasshopper	1	22 x 9 x 35	1,200	50.00
42-2510	O-58				1	22 x 9 x 35	1,200	50.00
42-2510	L-4	AE	Piper	Grasshopper	1	23 x 10 x 36	1,200	50.00
42-2510	O-59	NE			1	23 x 7 x 36	1,200	50.00
42-2510	L-5	OY	Vultee (Stinson)	Sentinel	1	25 x 10 x 34	1,700	50.00
42-2510	O-62				1	25 x 10 x 34	2,800	50.00

AIRPLANES—Continued

Catalog No.	Type—Symbol		Manufacturer	Approved name	Number of engines	Approximate size (feet) LHS	Approximate shipping weight (pounds)	Disposal cost (each)
	Army	Navy						
Observation								
42-2510	O-25		Douglas		1	32 x 11 x 40	4,200	\$50.00
42-2510	O-38				1	30 x 11 x 40	5,300	50.00
42-2510	O-47		North American		1	34 x 11 x 47	6,100	50.00
42-2300		OS2U	Chance-Vought	Kingfisher	1	31 x 13 x 36	8,100	50.00
42-2300		OS2N	Navy Air Force	Kingfisher	1	31 x 13 x 36	6,900	50.00
42-2300		SC	Curtiss	Sea Hawk	1	36 x 17 x 41	7,000	50.00
42-2300		SO	Curtiss	Seagull	1	27 x 14 x 36	8,100	50.00
42-2300		SON	Navy Air Force	Seagull	1	27 x 13 x 36	9,100	50.00
42-2300		SO3C	Curtiss	Seamew	1	27 x 14 x 36	5,100	50.00
Amphibian								
42-2510	OA-9	JRF	Grumman	Goose	2	39 x 12 x 49	6,400	150.00
42-2510	OA-13				2	39 x 12 x 49	6,400	150.00
42-2510	OA-10	PBY5A	Consolidated	Catalina	2	64 x 21 x 104	23,400	150.00
42-2140		PB2B			2	64 x 21 x 104	23,400	150.00
42-2510	OA-12	J2F	Grumman	Duck	1	34 x 13 x 39	6,400	100.00
Fighters								
42-2220	P-35		Republic	Lightning	1	26 x 10 x 36	5,200	100.00
42-2210	P-38		Lockheed	Lightning	2	38 x 13 x 52	13,700	150.00
42-2220	P-39		Bell	Airacobra	1	31 x 14 x 34	5,800	100.00
42-2220	P-40		Curtiss	Warhawk	1	32 x 14 x 38	6,600	100.00
42-2220	P-43		Republic	Lancer	1	29 x 11 x 36	6,700	100.00
42-2220	P-47		Republic	Thunderbolt	1	36 x 15 x 41	11,800	100.00
42-2220	P-51		North American	Mustang	1	33 x 13 x 37	8,000	100.00
42-2210	P-59		Bell	Airacobra	2	39 x 14 x 46	15,000	150.00
42-2210	P-61		Northrop	Black Widow	2	42 x 14 x 66	25,100	150.00
42-2220	P-63		Bell	Kingcobra	1	33 x 13 x 39	7,200	100.00
42-2220	P-80		Lockheed	Shooting Star	1	35 x 12 x 39	14,000	150.00
42-2220		F3A	Brewster	Corsair	1	34 x 16 x 41	10,700	100.00
42-2220		FG	Goodyear		1	34 x 16 x 41	10,700	100.00
42-2220		F4U	Chance-Vought		1	34 x 16 x 41	11,000	100.00
42-2220		FM	General Motors	Wildcat	1	29 x 12 x 38	6,900	100.00
42-2220		F4F	Grumman		1	29 x 12 x 38	6,900	100.00
42-2220		F6F	Grumman	Hellcat	1	34 x 15 x 43	10,800	100.00
42-2210		F7F	Grumman	Tigercat	2	45 x 15 x 52	19,000	150.00
42-2220		F8F	Grumman	Bearcat	1	28 x 14 x 35	12,400	100.00
42-2220		FR	Ryan		1	32 x 14 x 40	6,400	100.00
Gliders								
42-3600	TG-1		Frankfort			28 x 7 x 56	1,600	50.00
42-3600	TG-2	LNS	Schweizer			26 x 7 x 52	1,100	50.00
42-3600	TG-3		Schweizer			28 x 8 x 54	1,500	50.00
42-3600	TG-4		Laister-Kauffman	Yankee Doodle Two		22 x 5 x 50	1,100	50.00
42-3600	TG-5	LNR	Aeronca			24 x 8 x 35	1,600	50.00
42-3600	TG-6	LNT	Taylorcraft			26 x 7 x 36	1,600	50.00
42-3600	TG-8	LNT	Piper			24 x 6 x 36	1,300	50.00
42-3600	CG-4A		Waco	Haig		84 x 46 x 13	4,073	50.00
Trainers								
42-2640	PT-13	N2S	Boeing	Caydet	1	25 x 10 x 33	2,500	100.00
42-2640	PT-17				1	25 x 10 x 33	2,600	100.00
42-2640	PT-18				1	25 x 10 x 33	2,400	100.00
42-2640	PT-27				1	25 x 10 x 33	2,500	100.00
42-2640	PT-16		Ryan	Caydet	1	22 x 7 x 36	1,400	100.00
42-2640	PT-20				1	22 x 7 x 36	1,400	100.00
42-2640	PT-21				1	22 x 7 x 36	1,400	100.00
42-2640	PT-22				1	22 x 7 x 36	1,400	100.00
42-2640	PT-19		Fairchild	Recruit	1	28 x 12 x 36	2,700	100.00
42-2640	PT-23		Fairchild	Cornell	1	28 x 12 x 36	2,700	100.00
42-2640	PT-26				1	28 x 12 x 36	2,700	100.00
42-2640	PT-25		Ryan	Cornell	1	25 x 7 x 33	1,900	100.00
42-2640		N2T	Timm	Tutor	1	26 x 11 x 36	2,700	100.00
42-2640		N3N	Navy Air Force	Yellow Peril	1	25 x 12 x 34	2,500	100.00
42-2620	AT-6	SNJ	North American	Texan	1	29 x 12 x 42	3,900	100.00
42-2630	BT-14		North American	Yale	1	29 x 12 x 42	3,900	100.00
42-2620	BC-1		North American	Harvard	1	29 x 12 x 42	3,900	100.00
42-2630	BT-13	SNV	Vultee	Valliant	1	29 x 13 x 42	4,000	100.00
42-2630	BT-15				1	29 x 13 x 42	4,100	100.00
42-2610	AT-7	SNB	Beechcraft	Navigator	2	35 x 12 x 48	7,300	150.00
42-2610	AT-11			Kansas	2	35 x 12 x 48	7,300	150.00
42-2610	AT-9		Curtiss	Jeep	2	31 x 10 x 41	5,300	150.00
42-2610	AT-10		Beechcraft	Wichita	2	35 x 11 x 44	6,500	150.00
42-2620	AT-12		Republic		1	27 x 10 x 36	5,800	100.00
42-2610	AT-13		Fairchild		2	38 x 14 x 53	8,800	150.00
42-2610	AT-21			Gunner	2	38 x 14 x 53	8,400	150.00
42-2610	AT-17		Cessna	Bobcat	2	33 x 12 x 42	5,800	150.00
42-3100	PQ-8	TDC-2	Culver		1	18 x 8 x 26	1,600	50.00
42-3100	PQ-14	TD2C-1	Culver		1	20 x 9 x 30	1,800	50.00

MISCELLANEOUS PARTS

Stock No.		Approximate shipping weight	Disposal cost	Stock No.		Approximate shipping weight	Disposal cost
<i>PROPELLERS AND ACCESSORIES</i>				<i>LANDING GEAR AND ACCESSORIES</i>			
42-6111	4-blade electric, controllable	1,000	\$15.00	42-44101	Brake assembly	25	\$2.00
42-6112	3-blade electric, controllable	500	15.00	42-4497	Cylinder assembly, master brake	5	1.00
42-61111	4-blade hydromatic, controllable	1,000	15.00	42-4413	Strut assembly, landing gear	100	5.00
42-61121	3-blade hydromatic, controllable	500	15.00	42-4414	Wheel assembly, landing	50	3.00
42-6119	2-blade, 2-position constant speed	300	10.00	<i>AIRCRAFT ELECTRICAL SYSTEMS AND ACCESSORIES</i>			
42-6120	2-blade, noncontrollable, metal	300	10.00	32-4530	Coil assembly, booster	1	1.00
42-6130	2-blade, wood	50	5.00	32-4110	Generator assembly, aircraft	50	3.00
42-6190	Club propeller, test	150	10.00	32-1420	Inverter assembly, rotary	4	1.00
42-6240	Governor assembly, propeller	5	1.00	32-1421	Inverter assembly, vibrator	10	1.00
42-6241	Motor assembly, propeller feathering	10	2.00	32-7390	Light assembly, landing, retractable	35	3.00
42-6230	Pump assembly, feathering	15	1.00	32-4551	Magneto assembly	50	3.00
42-6241	Relay assembly, propellers solenoid feathering	4	1.00	32-4540	Manifold assembly, ignition (radio shielded)		
42-6242	Switch assembly, feathering	1	1.00				
42-6243	Switch assembly, selector	1	1.00				

MISCELLANEOUS PARTS—Continued

Stock No.		Approximate shipping weight	Disposal cost	Stock No.		Approximate shipping weight	Disposal cost
AIRCRAFT ELECTRICAL SYSTEMS AND ACCESSORIES—CON.				ENGINE INSTRUMENTS			
		Pounds				Pounds	
32-13121	Motor assembly, flap	10	\$1.00	57-22119	Ammeter Aircraft	2	\$1.00
32-13122	Motor assembly, landing gear	10	1.00	57-6132	Gage assembly, de-icing pressure	2	1.00
32-4901	Relay assembly, reverse current	2	1.00	57-6140	Gage assembly, fuel level	3	1.00
32-4902	Regulator assembly, voltage	5	1.00	57-6133	Gage assembly, fuel pressure	3	1.00
32-4400	Solenoid assembly	2	1.00	57-6136	Gage assembly, hydraulic pressure	2	1.00
32-45111	Spark plugs, aircraft	12 for	1.00	57-6137	Gage assembly, manifold pressure	2	1.00
32-4310	Starter assembly, aircraft	65	3.00	57-6135	Gage assembly, oil pressure	2	1.00
ENGINE AND MISCELLANEOUS ACCESSORIES				57-61303	Gage assembly, oil temperature	2	1.00
42-5223	Carburetor assembly, float	25	3.00	57-6191	Gage assembly, suction	3	1.00
42-5224	Carburetor assembly, injection	25	3.00	57-6120	Gage unit, engine	4	1.00
42-5249	Cooler assembly, oil	50	3.00	57-6192	Generator assembly, tachometer	6	1.00
42-5292	Filter assembly, carburetor air	3	1.00	57-6131	Indicator assembly, carburetor air temperature	2	1.00
42-5294	Filter assembly, oil	3	1.00	57-6190	Indicator assembly, fuel mixture	3	1.00
42-52291	Injector assembly, water	5	1.00	57-6134	Indicator assembly, fuel pressure	3	1.00
42-5229	Primer assembly, electric fuel	1	1.00	57-6138	Indicator assembly, manifold pressure	3	1.00
42-5228	Primer assembly, fuel hand operated	1	1.00	57-6139	Indicator assembly, oil pressure	2	1.00
42-5275	Pump, anti-icer	10	1.00	57-61301	Indicator assembly, oil temperature	3	1.00
42-5272	Pump assembly fuel booster	5	1.00	57-6130	Indicator assembly, thermometer oil	2	1.00
42-5273	Pump assembly, fuel transfer	5	1.00	57-6110	Tachometer assembly	4	1.00
ENGINE AND MISCELLANEOUS ACCESSORIES				57-61341	Transmitter assembly, fuel pressure	5	1.00
42-5271	Pump assembly, fuel (wobble)	5	1.00	57-61381	Transmitter assembly, manifold pressure	5	1.00
42-5279	Pump assembly, vacuum	8	1.00	57-61391	Transmitter Assembly, oil pressure	5	1.00
42-5242	Radiator assembly, oil and coolant	60	3.00	57-61302	Transmitter assembly, oil temperature	5	1.00
42-5232	Regulator assembly, oil temperature	3	1.00	57-21119	Voltmeter	2	1.00
42-5227	Regulator assembly, supercharger	20	3.00	AUTOMATIC PILOT AND ACCESSORIES			
42-5296	Separator assembly, oil-vacuum	2	1.00	57-6304	Block assembly, manifold, auto-pilot	1	1.00
42-5295	Strainer assembly, fuel	3	1.00	57-6301	Control assembly, auto-pilot directional gyro	10	5.00
42-5226	Supercharger assembly, turbo	200	13.00	57-6302	Control assembly, auto-pilot vertical gyro	15	5.00
42-5276	Valve assembly, check	2	1.00	57-6305	Filter assembly, air, auto-pilot	2	1.00
42-5274	Valve assembly, fuel and oil selector	3	1.00	57-6309	Filter assembly, oil pressure, auto-pilot	2	1.00
42-5275	Valve assembly, vacuum relief	2	1.00	57-6307	Gage assembly, oil pressure, auto-pilot	2	1.00
HYDRAULIC ACCESSORIES				57-6303	Mount assembly, auto-pilot, gyro-control	11	2.00
42-4510	Accumulator assembly	10	1.00	57-6300	Pilot assembly, automatic complete	128	25.00
42-4591	Cylinder assembly, cowl actuating	5	1.00	57-6308	Regulator assembly, oil pressure, auto-pilot	4	1.00
42-4592	Cylinder assembly, landing gear actuating	20	2.00	57-6310	Servo unit, automatic pilot	15	5.00
42-4593	Cylinder assembly, nose wheel actuating	10	1.00	57-6306	Valve assembly, auto-pilot speed control	3	1.00
42-4594	Cylinder assembly, tail wheel actuating	10	1.00	AIRCRAFT CAMERAS AND RELATED EQUIPMENT			
42-4595	Cylinder assembly, wing flap actuating	10	1.00	55-1200	Camera, aircraft	75	15.00
42-4596	Filter assembly, hydraulic	3	1.00	55-1201	Dynamotor	10	1.00
42-4597	Pump assembly, hydraulic electric driven	10	1.00	55-1202	Intervalometers	15	5.00
42-4598	Pump assembly, hydraulic engine driven	10	1.00	55-1203	Projector assembly, bomb spotting	250	25.00
42-4599	Pump assembly, hydraulic hand	10	1.00	55-1204	Viewfinders	10	2.00
42-4640	Regulator assembly, hydraulic pressure	5	1.00	CENTRAL FIRE CONTROL SYSTEMS			
42-4520	Valves (all types)	2	1.00	42-7901	Computer—Double parallax	111	27.50
NAVIGATIONAL INSTRUMENTS—AIRCRAFT				42-7902	Computer—Single parallax	105	25.00
57-6001	Astro compass—Navigation	10	2.00	42-7903	Sighting stations	150	10.00
57-6002	Astrogaph assembly	15	3.00	42-7904	Turret—Remote control	400	25.00
57-6021	Bubble assembly, sextant	4	1.00	AIRCRAFT RADIO RECEIVERS, TRANSMITTERS AND RELATED EQUIPMENT			
57-6003	Chronometer assembly	5	1.00	41-32931	Antenna switching relay	2	1.00
57-6004	Computer assembly, aerial dead reckoning	15	5.00	41-32932	Dynamotor unit	2	1.00
57-6005	Computer assembly, altitude correction	5	1.00	41-32934	Filter switch box	2	1.00
57-6006	Computer assembly, course and distance	5	1.00	41-32933	Filter unit	2	1.00
57-6007	Computer assembly, true airspeed	5	1.00	41-32941	Marker beacon receiver	15	2.00
57-6009	Computer assembly, type E-6B	2	2.00	41-32942	Marker beacon switch and indicator lamp	2	1.00
57-6008	Pelorus assembly	15	3.00	41-32951	Radio compass	25	5.00
57-6020	Sextant	15	3.00	41-32952	Radio compass control box	2	1.00
TEST EQUIPMENT—LABORATORY TEST				41-32954	Radio compass box relay	2	1.00
57-2213	Ammeter, portable	5	2.00	41-32953	Radio compass indicator	2	1.00
57-8801	Chamber assembly, instrument test	100	10.00	41-32955	Radio compass loop	10	1.00
57-8802	Manometer assembly	10	1.00	41-32911	Receiver	40	10.00
57-2220	Milliammeter, portable	5	2.00	41-32912	Receiver coil sets	2	1.00
57-8803	Panel assembly, instrument test	500	30.00	41-32913	Receiver control box	2	1.00
57-2720	Potentiometer	5	2.00	41-32921	Transmitter	40	10.00
57-8804	Rotameter—Hydraulic test	120	10.00	41-32922	Transmitter coil sets	2	1.00
57-8300	Tachometer	5	1.00	41-32923	Transmitter control box	2	1.00
57-5302	Tester—Airplane thermometer	15	2.00	41-32935	Tuning unit	2	1.00
57-5301	Tester—Automatic pilot	90	10.00	AIRFRAME PARTS AND STRUCTURES			
57-5303	Tester—Autosyn instrument	50	7.00	42-5210	Mount assembly, engine	100	3.00
TEST EQUIPMENT—LABORATORY TEST				42-4340	Rudder assembly	40	8.00
57-5304	Tester—Cable ignition	25	5.00	42-4310	Stabilizers	25	5.00
57-5305	Tester—Fuel injector	10	2.00	42-4330	Tab assembly	1	1.00
57-1190	Thermometer	5	1.00	42-9170	SPECIAL TOOLS AND EQUIPMENT	To be determined.	
57-2113	Voltmeter, portable	5	2.00	Determination of disposal to be made at time of availability.			
57-2115	Voltammeter, portable	5	2.00	FLYING FIELD AND HANGAR EQUIPMENT			
FLIGHT INSTRUMENTS				42-9110	Energizers	150	\$10.00
57-6231	Accelerometer	3	1.00	42-9191	Engine cradles	200	10.00
57-6220	Altimeter	2	1.00	42-9192	Hydraulic jacks	125	8.00
57-6510	Compass assembly, remote indicating	4	1.00	42-9150	Propeller dollies	150	10.00
57-6591	Compass—Navigator	6	1.00	42-9193	Stand assembly engine	200	10.00
57-6592	Compass—Pilot	3	1.00	42-9194	Subassembly stands	100	5.00
57-6210	Indicator assembly, airspeed	2	1.00	57-6990	Mock-ups and training devices	To be determined.	
57-6260	Indicator assembly, bank and turn	4	1.00	Determination of disposal to be made at time of availability.			
57-6292	Indicator assembly, directional gyro	5	1.00	42-9200	Link trainer, aviation type	2,245	\$350.00
57-6240	Indicator assembly, flap and wheel position	2	1.00	73-9992	Charts	To be determined.	
57-6540	Indicator assembly, gyro flux gate compass	2	1.00	73-9993	Drawings	To be determined.	
57-6250	Indicator assembly, gyro horizon	5	1.00	58-84171	Load adjusters	To be determined.	
57-6230	Indicator assembly, rate of climb	4	1.00	73-9991	Publications	To be determined.	
57-6512	Inverter—Remote indicating compass	4	1.00	55-822120	Training films, film strips and slides	To be determined.	
57-6293	Pitot static tube	5	1.00				
57-6291	Thermometer, free air	1	1.00				
57-6541	Transmitter—Gyro flux gate compass	10	1.00				
57-6241	Transmitter—Position indicator	4	1.00				
57-6511	Transmitter—Remote indicating compass	5	1.00				

ENGINES

Catalog No.	Type model	Manufacturer	Approximate horsepower (sea level)	Number of cylinders	Approximate dimensions (inches)	Approximate shipping weights (pounds)	Disposal cost (each)
RADIAL TYPE							
42-51131	R-509	Warner	165	7	37 x 31	595	\$10.00
42-51132	R-540	Kinner	160	5	46 x 33	600	10.00
42-51133	R-550	Warner	180	7	46 x 33	614	10.00
42-51134	R-670	Continental	220	7	46 x 33	850	10.00
42-51135	R-680	Lycoming	280	9	44 x 33	1,041	10.00
42-51136	R-755	Jacobs	225	7	57 x 51	1,040	10.00
42-51137	R-760	Wright	225	7	45 x 43	1,080	10.00
42-51138	R-830	Jacobs	285	7	57 x 51	1,050	10.00
42-51139	R-915	Jacobs	300	7	57 x 51	1,140	10.00
42-51231	R-975	Wright	420	9	45 x 41	1,215	10.00
42-51232	R-985	Pratt & Whitney	300-450	9	46 x 42	1,185	10.00
42-51233	R-1340	Pratt & Whitney	450-550	9	52 x 43	1,385	10.00
42-51121	R-1535	Pratt & Whitney	700-750	14	44 x 54	1,709	10.00
42-51122	R-1690	Pratt & Whitney	625-700	9	55 x 60	1,850	10.00
42-51123	R-1820	Wright	675-1,000	9	50 x 56	2,000	10.00
42-51124	R-1830	Pratt & Whitney	800-1,100	14	49 x 62	2,116	10.00
42-51111	R-2000	Pratt & Whitney	1,100	14	49 x 61	2,200	10.00
42-51112	R-2600	Wright	1,280-1,500	14	55 x 62	2,925	10.00
42-51113	R-2800	Pratt & Whitney	1,550-1,600	18	50 x 28 x 40	3,380	10.00
42-51114	R-3350	Wright	2,000-2,800	18	77 x 56	3,500	10.00
42-51115	R-4360	Pratt & Whitney	2,600	28	54 x 62	4,470	10.00
IN-LINE TYPE							
42-5140	L-440	Ranger	175-200	6	53 x 20 x 31	795	10.00
OPPOSED TYPE							
42-51301	O-15	Righter	6	2	28 x 20 x 14	150	10.00
42-51302	O-145	Lycoming	65	4	21 x 45	206	10.00
42-51303	O-170	Continental	65-85	4	30 x 25 x 14	353	10.00
42-51304	O-200	Aircooled	90	4	31 x 31 x 25	306	10.00
42-51305	O-235	Lycoming	100	4	20 x 34	300	10.00
42-51306	O-290	Lycoming	125	4	32 x 25	297	10.00
42-51307	O-300	Aircooled	125-175	6	44 x 30	300	10.00
42-51308	O-405	Aircooled	200-240	6	44 x 34 x 34	350	10.00
42-51309	O-435	Lycoming	185-225	6	46 x 33 x 28	403	10.00
42-51310	O-540	Aircooled	300	8	37 x 30	600	10.00
"V" TYPE							
42-51231	V-770	Ranger	420-450	12	62 x 28 x 32	700	10.00
42-51222	V-1650	Packard	1,490	12	43 x 54	2,435	10.00
42-51223	V-1710	Allison	800-1,100	12	98 x 30 x 42	2,150	10.00
42-51224	V-3420	Allison	2,000	24		3,600	10.00
42-51211	IV-2040	Menasco	2,000	12	48 x 61	2,300	10.00
HEXAGON TYPE							
42-51901	H-2000	Pratt & Whitney	1,600-1,700	24	50 x 28 x 40	1,700	10.00
JET PROPULSION							
42-51902	J-31	General Electric	10 Combustion chambers		72 x 41 x 42	1,655	10.00
42-51903	J-33	General Electric	14 Combustion chambers		103 x 48 x 48	2,600	10.00
42-51904	J-35	General Electric	8 Combustion chambers		178 x 33 x 37	3,370	10.00

[F. R. Doc. 46-2163; Filed, Feb. 6, 1946; 3:50 p. m.]

TITLE 38—PENSIONS, BONUSES, AND VETERANS' RELIEF

Chapter I—Veterans' Administration

PART 5—ADJUDICATION: DEPENDENTS' CLAIMS

EVIDENCE REQUIRED IN ESTABLISHING PROOF OF BIRTH RELATIONSHIP, MARRIAGE, DEATH AND DEPENDENCY

§ 5.2517 *Proof of marriage.* Proof of marriage shall be shown by evidence as provided in § 2.1050 of this chapter, except that in the claim of a widow and/or child or children of a colored or Indian veteran, who enlisted prior to March 4, 1873, and whose death was due to service in line of duty, no evidence of marriage, other than satisfactory proof that the parties were joined in marriage by some ceremony deemed by them obligatory or habitually recognized each other as man and wife and were so recognized by their neighbors and lived together to date of enlistment, if death was in service, otherwise to date of death, will be required.

(Sec. 4705, R. S., U.S.C. Title 38, sec. 198)

§ 5.2519 *Cause of death, direct or contributory.* (a) The death of a veteran will be considered as having been due to a service-connected disability when the evidence establishes that such disability was a principal or contributory cause of death. In determining whether the service-connected disability contributed to death, it is not sufficient to show that it was merely concurrent or coexistent, but rather it must be shown that it contributed substantially or materially; that it combined to cause death; that it aided or lent assistance to the production of death. It is not sufficient to show that it casually shared in producing death, but rather it must be shown that there was a casual connection. When, after careful consideration of all procurable and assembled data, a reasonable doubt arises as to whether a service-connected disability was the principal or contributory cause of death, such doubt shall be re-

solved in favor of the claimant. (43 Stat. 608; 38 U.S.C. 426)

No change in (b).

[SEAL]

OMAR N. BRADLEY,
General, U. S. Army,
Administrator.

FEBRUARY 7, 1946.

[F. R. Doc. 46-2200; Filed, Feb. 7, 1946; 11:29 a. m.]

TITLE 46—SHIPPING

Chapter III—War Shipping Administration

[G. O. 56]

PART 306—GENERAL AGENTS AND AGENTS COMPENSATION PAYABLE TO GENERAL AGENTS, AGENTS AND BERTH AGENTS

DRY CARGO VESSELS

Sec. 306.171 Vessels included.
306.172 Compensation of General Agents and Agents.

- Sec.
306.173 Compensation for port services in the continental United States.
306.174 Compensation for services incident to way cargo, passengers and mail.
306.175 Compensation of sub-agents at ports outside of the continental United States.

TANKERS

- 306.180 Vessels included.
306.181 Compensation of General Agents and Agents.
306.182 Compensation for port services in the continental United States.
306.183 Compensation of sub-agents at ports outside of the continental United States.

PASSENGER VESSELS

- 306.185 Vessels included.
306.186 Compensation of General Agents.
306.187 Compensation for port services in the continental United States.
306.188 Compensation of sub-agents at ports outside of the continental United States.

COLLIERS

- 306.190 Vessels included.
306.191 Compensation of General Agents and Agents.
306.192 Compensation for port services in continental United States.

TUGS AND BARGES

- 306.195 Vessels included.
306.196 Compensation of General Agents.
306.197 Compensation for port services in the continental United States.
306.198 Compensation of sub-agents at ports outside of the continental United States.

GENERAL PROVISIONS

- 306.200 Definitions.
306.201 Communication expenses.
306.202 Compensation to General Agents, Agents and Berth Agents for liquidating the business of vessels.
306.203 Increases and reductions of compensation under certain circumstances.
306.204 Accounting.
306.205 Effective date.

AUTHORITY: §§ 306.171 to 306.205 Issued pursuant to E.O. 9054, 3 CFR Cum. Supp.

DRY CARGO VESSELS

§ 306.171 *Vessels included.* Sections 306.171 to 306.175, inclusive, are applicable to services rendered in connection with the operation of dry cargo vessels, fully refrigerated vessels, and troop transports as defined in § 306.200, under the standard form of service agreements GAA, TCA and BA.

§ 306.172 *Compensation of General Agents and Agents.* (a) In addition to the compensation otherwise provided in §§ 306.171 to 306.205, inclusive, each General Agent shall be paid for husbanding the vessel, acting as accounting line, for performing duties for which no compensation is specifically provided in said sections, and to enable him to absorb certain items of expense not authorized for inclusion in the voyage accounts, and for services related thereto:

- (1) \$60.00 per day per vessel for each dry cargo vessel, and
- (2) \$65.00 per day per vessel for each fully refrigerated vessel and/or troop transport.

(b) In addition to the compensation otherwise provided in §§ 306.171 to 306.205, inclusive, each Agent (TCA)

shall be paid at the rate of \$15.00 per day per vessel for acting as accounting line, for performing duties for which no compensation is specifically provided in said sections, and to enable him to absorb items of expense that are not authorized for inclusion in the voyage accounts, such as certain communication expenses, bond premiums, etc.

(c) In addition to the compensation otherwise provided in §§ 306.171 to 306.205, inclusive, each General Agent and Agent shall be paid a fee of \$100.00 each time a vessel, assigned to the General Agent or Agent under his service agreement, calls at a continental United States port. Except for services for which compensation is provided in § 306.173, the fee provided in this paragraph covers all port services including arrangements for pilots, tugs, and entrance and/or clearance through local customs where required.

(d) Except as provided in § 306.175, or except as this paragraph may be modified under the provisions of § 306.203, from the compensation received under this section, each General Agent or Agent shall compensate all sub-agents, branch houses, and customs brokers performing services which are required to be performed by the General Agent or Agent under the provisions of his service agreement.

(e) Upon the redelivery or total loss, or constructive total loss of a vessel allocated to a General Agent or Agent under service agreement, the compensation authorized in paragraphs (a), (b) and (c) of this section shall terminate.

(f) In determining the compensation provided in this section, part days shall be counted as whole days.

§ 306.173 *Compensation for port services in continental United States.* Except as otherwise provided, the General Agent, Agent or Berth Agent who performs services in continental United States ports, in connection with the activities set forth below shall be compensated at the rates set forth below, out of which the General Agent, Agent, or Berth Agent, as the case may be, shall pay his sub-agents, branch houses or customs brokers, performing services in connection therewith:

(a) *In domestic trades* (as defined in § 306.200).

(1) *Army-Navy cargo.* If the Army or Navy cargo (including mail) is handled by the Army or Navy, and the Agent is not required to prepare bills-of-lading or other cargo documents, or tally the cargo or perform other cargo services, \$100 per port call. This lump sum fee shall be paid whether the vessel is loaded or discharged at a commercial terminal or at an Army or Navy terminal.

(2) *Other cargoes*—(i) *General cargo.* All general cargo outward, 7% of vessels' revenue; 3% of vessels' revenue, inward.

(ii) *Bulk cargo.* 6¢ per manifest ton for all outward or inward bulk cargo; except coastwise bulk cargoes, 6¢ per manifest ton loaded and discharged (one fee for both operations).

(iii) *Ad valorem cargo and mail.* On ad valorem cargo, 7% of the vessels' revenue outward and 3% of the vessels'

revenue inward, maximum fee \$1,500.00; 6¢ for each bag of mail and for each mail bag that is filled with empty mail bags.

(3) *Passengers.* (The terms "passenger" and "military personnel" are defined in § 306.200.)

(i) *Commercial passenger*—(a) *Agents, General Agents or Berth Agents.* The Agent, General Agent or Berth Agent, as the case may be, shall be paid \$3.75 for each passenger carried outward, maximum fee \$1,500.00, for each port and \$2.50 for each passenger carried inward, maximum fee \$1,000.00, for each port.

(b) *General Agents.* For extra husbanding duties and other miscellaneous services, each General Agent shall be paid for services rendered by him:

For commercial passengers carried outward:

- \$1.00 per passenger up to 300.
- \$0.75 per passenger from 301 to 600.
- \$0.50 per passenger 601 and over.

Maximum \$750.00 regardless of the number of ports of embarkation.

For commercial passengers carried inward:

- \$1.00 per passenger, maximum \$300.00.

(c) When the General Agent also performs Berth Agent functions he may be paid in lieu of the fees authorized in subdivisions (a) and (b) above, 5% of vessels' revenue for each passenger carried outward, and 2% of vessels' revenue for each passenger carried inward, at the General Agent's option.

(ii) *Military personnel*—(a) *General Agent, Agent or Berth Agent.* For additional expenses connected with the operation of the vessels as well as for ticketing and other miscellaneous services, each Agent, General Agent or Berth Agent shall be paid (for services performed by him):

- \$1.80 for each military passenger carried outward; maximum \$360.00, for each port.
- \$1.20 for each military passenger carried inward; maximum \$240.00, for each port.

(b) *General Agent.* For extra husbanding duties and other miscellaneous services, each General Agent shall be paid (for services rendered by him):

For military personnel carried outward:

- \$1.00 per passenger up to 300.
- \$0.75 per passenger for 301 to 600.
- \$0.50 per passenger 601 and over.
- Maximum \$750.00 regardless of the number of ports of embarkation.

For military personnel carried inward: \$1.00 per passenger; maximum \$300.00.

(b) *In foreign trades*—(1) *Controlled cargo.* (i) 20¢ per manifest ton outward; 15¢ per manifest ton inward, if the Agent is required to prepare bills-of-lading, or other cargo documents or, tally the cargo or perform other cargo services; Army or Navy bulk cargo, 6¢ per manifest ton outward or inward. Other bulk cargo apply rates provided in subparagraph (2) (ii).

(ii) If the cargo (including mail) is handled by the Army or Navy, and the Agent is not required to perform the cargo services referred to in subdivision (i) above, \$100.00 per port call. This lump sum fee shall be paid whether the vessel is loaded or discharged at a commercial terminal or at any Army or Navy terminal.

(2) *Other cargo*—(i) *General cargo.* All general cargo, 5% of vessels' revenue,

outward; $2\frac{1}{2}\%$ of vessels' revenue, inward.

(ii) *Bulk cargo.* $1\frac{1}{4}\%$ of vessels' revenue, outward or inward.

(iii) *Ad valorem cargo and mail.* Ad valorem cargo, 5% of the vessels' revenue, outward; and $2\frac{1}{2}\%$ of the vessels' revenue inward; maximum fee \$1,500.00. 6¢ for each bag of mail and for each mail bag that is filled with empty mail bags.

(3) *Passengers.* (The terms "passenger" and "military personnel" are defined in § 306.200.)

(i) *Commercial passenger — (a) Agents, General Agents or Berth Agents.* The Agent, General Agent or Berth Agent, as the case may be, shall be paid \$3.75 for each passenger carried outward, maximum fee \$1,500.00 for each port, and \$2.50 for each passenger carried inward, maximum fee \$1,000.00 for each port.

(b) *General Agents.* For extra husbanding duties and other miscellaneous services, each General Agent shall be paid for services rendered by him:

For commercial passengers carried outward:

\$1.00 per passenger up to 300.

\$0.75 per passenger from 301 to 600.

\$0.50 per passenger 601 and over.

Maximum \$750.00 regardless of the number of ports of embarkation.

For commercial passengers carried inward:

\$1.00 per passenger, maximum \$300.00.

(c) *When the General Agent also performs the Berth Agent functions.* When the General Agent also performs the Berth Agent functions, he may be paid in lieu of the fees authorized in subdivisions (a) and (b) above, 5% of vessels' revenue outward; and 2% of vessel's revenue inward, at the General Agent's option.

(ii) *Military personnel—(a) Agents, General Agents or Berth Agents.* For additional expenses connected with the operation of the vessels as well as for ticketing and other miscellaneous services, each Agent, General Agent, or Berth Agent shall be paid (for services performed by him):

\$1.80 for each military passenger carried outward; maximum \$360.00 for each port.

\$1.20 for each military passenger carried inward; maximum \$240.00 for each port.

(b) *General Agent.* For extra husbanding duties and other miscellaneous services, each General Agent shall be paid (for services rendered by him):

For military personnel carried outward:

\$1.00 per passenger up to 300.

\$0.75 per passenger from 301 to 600.

\$0.50 per passenger 601 and over.

Maximum \$750.00 regardless of the number of ports of embarkation.

For military personnel carried inward: \$1.00 per passenger, maximum \$300.00.

(c) *Miscellaneous.* If a vessel loads cargo at a port outside of the continental United States, and is lost prior to arrival at the port of destination of the cargo, the General Agent, Agent or Berth Agent that is responsible for the cargo business, shall be paid one fee of 50% of the inward rates provided in this § 306.173.

(d) *Ballast.* For services performed in connection with loading, shifting or discharging dry ballast, the General Agent or Agent shall be paid \$50.00 per port at which such ballasting operations take place.

§ 306.174 *Compensation for services incident to way cargo, passengers and mail.* (a) On way cargo, passengers and mail loaded outward from Canadian or Newfoundland ports, the General Agent, Agent or Berth Agent responsible for such business shall be compensated as provided in § 306.173 (b), out of which the Agent will pay his Canadian or Newfoundland sub-agent.

(b) Except as provided in paragraph (a) above, or as otherwise determined by the Administrator, the General Agent, Agent or Berth Agent responsible for the business incident to way cargo, passengers and mail shall be paid one fee of 25% of the outward rates provided in § 306.173 (b), for supervisory services rendered. Minimum fee \$25.00.

§ 306.175 *Compensation of sub-agents at ports outside of the continental United States.* Except where a schedule of fees has been approved by the Administrator, as compensation for all ordinary services in connection with the business of the vessel and her cargo rendered by sub-agents or branch houses outside of the continental United States, the Agent, General Agent or Berth Agent may pay for the account of the United States, the prevailing commercial rates, but in no event in excess of the following, except as provided in § 306.174 (a).

(a) *Army or Navy cargo.* (1) 15¢ per manifest ton outward and 12½¢ per manifest ton inward, if the Agent is required to prepare bills-of-lading or other cargo documents; or tally the cargo; or perform other cargo services, bulk cargo 2½¢ per manifest ton outward or inward.

(2) If the cargo, including mail, is handled by the Army or Navy, and the Agent is not required to perform the cargo services referred to in subparagraph (1) of this paragraph; \$200.00 where the vessel handles Army or Navy cargo exclusively, in excess of 100 tons, and the Agent is required to enter and clear the vessel; \$100.00 where the Army or Navy cargo is less than a full cargo or is not the only cargo loaded or discharged, but is in excess of 100 tons, and the Agent is required to enter and clear the vessel; \$75.00 where the Army or Navy cargo is less than 100 tons and the Agent is required to enter and clear the vessel; these fees shall be reduced by \$25.00 if the Agent who handles the cargo does not enter the vessel, but does clear it, or does not clear the vessel, but does enter it, and by \$50.00 if the Agent who handles the cargo neither enters nor clears the vessel. The lump sum fee shall be paid whether the vessel is loaded or discharged at a commercial terminal, or at an Army or Navy terminal.

(b) *Controlled cargo* (other than that specified in paragraph (a) above): 2½¢ per manifest ton for outward or inward bulk controlled cargo; all other controlled cargo, 10¢ per manifest ton outward or inward.

(c) *Other cargoes—(1) General cargo.* All general cargo outward, 25¢ per manifest ton; 20¢ per manifest ton inward.

(2) *Bulk cargo.* 2½¢ per manifest ton for all outward or inward bulk cargoes.

(3) *Ad valorem cargo and mail.* On ad valorem cargo, $2\frac{1}{2}\%$ of the vessels'

revenue outward, and $1\frac{1}{2}\%$ of the vessels' revenue inward. The Agent shall be paid 5¢ for each bag of mail, and for each mail bag that is filled with empty mail bags, when such bags are transported.

(d) *Passengers.* Commercial passengers and military personnel, \$2.00 for each person embarked, maximum \$500.00; \$1.00 for each person disembarked, maximum \$250.00. (The terms "passenger" and "military personnel" are defined in § 306.200.)

(e) *Miscellaneous.* Except as provided in paragraph (a) (2), if the maximum compensation provided in this section for a port of call amounts to less than \$50.00, the sub-agent or branch house may be paid the commercial rate but not in excess of \$50.00. Vessel calling for orders, ballast, or fuel, \$50.00.

TANKERS

§ 306.180 *Vessels included.* Sections 306.180 to 306.183 are applicable to services rendered in connection with operators of tank vessels under the standard forms of service agreements (Warshipoil-TCA and GAA (Tankers)).

§ 306.181 *Compensation of General Agent and Agents.* (a) In addition to the compensation otherwise provided in §§ 306.171 to 306.205, inclusive, each General Agent shall be paid for husbanding the vessel, acting as accounting line, for performing duties for which no compensation is specifically provided in said sections and to enable him to absorb items of expense that are not included in the voyage accounts, such as certain expenses incurred in the handling of liquid cargoes, certain communication expenses, bond premiums, etc., at the rate of \$60.00 per day per vessel.

(b) In addition to the compensation otherwise provided in §§ 306.171 to 306.205, inclusive, each agent (TC) shall be paid at the rate of \$15.00 per day per vessel for acting as accounting line, for performing duties for which no compensation is specifically provided in said sections and to enable him to absorb certain items of expense that are not included in the voyage account, such as certain expenses incurred in the handling of liquid cargoes, certain communication expenses, bond premiums, etc.

(c) Except as provided in § 303.182 (or except as provided in § 306.203 where applicable), each General Agent, and Agent, shall compensate all sub-agents, branch houses, and customs brokers performing services which are required to be performed by the General Agent or Agent under the provisions of his service agreement.

(d) In addition to the compensation otherwise provided in §§ 306.171 to 306.205, inclusive, each General Agent and Agent shall be paid a fee of \$100.00 each time a vessel, assigned to the General Agent or Agent under his service agreement, calls at a continental United States Port. Except for services for which compensation is provided in paragraph (a) above, the fee provided in this paragraph covers all port services including arrangements for pilots and tugs, and entrance and clearance through local customs where required.

(e) Upon the redelivery, or total loss, or constructive total loss of a vessel allocated to a General Agent or Agent under his service agreement, the compensation authorized in paragraphs (a) and (b) of this section shall terminate.

(f) In determining the compensation provided in this section, part days shall be counted as whole days.

§ 306.182 Compensation for port services in continental United States and for services incident to way cargo, passenger and mail. (a) Except as otherwise provided, the General Agent, Agent, or Berth Agent who performs services for tanker vessels in connection with the activities set forth in §§ 306.173 and 306.174, shall be compensated at the rates provided in said sections.

(b) Compensation if any to the General Agent or Agent who performs services in connection with liquid cargoes in tankers shall be in such amount as the Administrator may determine to be fair and reasonable.

§ 306.183 Compensation of sub-agents at ports outside of the continental United States. Except where a schedule of fees has been approved by the Administrator, as compensation for services rendered for the United States by a foreign sub-agent or branch house at ports outside of the continental United States, the foreign sub-agent or branch house shall be paid for the account of the United States the prevailing commercial rate, but in no event in excess of a lump sum of \$45.00 for the first three days the vessel remains in port, and thereafter at the rate of \$10.00 per day for each additional day; provided, no fee shall be paid for the time during which the vessel is laid up for repairs. As compensation for services rendered by sub-agents or branch houses outside of the continental United States in connection with passengers, dry cargo, or mail carried on tank vessels, the Agent or General Agent may pay for the account of the United States the prevailing commercial rates, but in no event in excess of the maximum rates set forth in § 306.75 for comparable services performed by sub-agents or branch houses in connection with dry cargo vessel.

PASSENGER VESSELS

§ 306.185 Vessels included. Sections 306.185 to 306.188 inclusive, are applicable to services rendered in connection with the operation of passenger vessels for the War Shipping Administration under the standard form of Service Agreement, GAA, as modified by Part II thereof for passenger vessels.

§ 306.186 Compensation of General Agents. (a) Each General Agent shall be paid for husbanding the vessel, acting as accounting line, and for services related thereto, at special rates to be hereafter determined by the Administrator.

(b) In addition to the compensation otherwise provided in §§ 306.171 to 306.205 inclusive, each General Agent shall be paid a fee of \$100.00 each time a vessel assigned to the General Agent under his service agreement calls at a continental United States port. Except

for services for which compensation is provided in § 306.187 the fee provided in this paragraph covers all port services including arrangements for pilots and tugs, and entrance and clearance through local customs where required.

(c) Except as provided in § 306.188 (or except as provided in § 306.203, where applicable), each General Agent shall compensate all sub-agents, branch houses and customs brokers performing services which are required to be performed by the General Agent under his service agreement from the compensation received under the provisions of this section.

(d) Upon the redelivery to W. S. A. or total loss or constructive total loss of a passenger vessel assigned to a General Agent under his service agreement, the compensation authorized in paragraphs (a) and (b) above shall terminate.

(e) In determining the compensation provided in this section, part days shall be counted as whole days.

§ 306.187 Compensation for port services in the continental United States and for services incident to way cargo, passengers, and mail. Except as otherwise provided, the General Agent or Berth Agent who performs services for passenger vessels in connection with the activities set forth in §§ 306.173 and 306.174 shall be compensated at the rates provided in said sections, except that the rates provided in § 306.173 (a), subparagraphs (3) (i) (b) and (c) and subparagraph (3) (ii) (b), and § 306.173 (b) and subparagraphs (3) (i) (b) and (c) and (3) (ii) (b) shall not apply.

With respect to commercial passengers, the General Agent or Berth Agent may at their option, be paid in lieu of the compensation authorized in § 306.173, 5% of vessels' gross ocean passenger revenue, outward; and 2% of vessels' gross ocean passenger revenue, inward.

Out of such revenue, the General Agent or Berth Agent shall pay all branch houses, sub-agents and customs brokers performing services required to be performed by him under his service agreement, except as provided in § 306.188.

§ 306.188 Compensation of sub-agents at ports outside the continental United States. As compensation for services rendered by sub-agents or branch houses outside of the continental United States, the General Agent or Berth Agent may pay, for account of the United States, with respect to cargo handled or for other services performed at rates provided in § 306.175.

COLLIERS

§ 306.190 Vessels included. (a) Sections 306.190 to 306.192, inclusive, are applicable to services rendered in connection with the operation of vessels regularly employed in the coastwise transportation of coal under the standard form of service agreement, GAA, TCA, and BA.

(b) The provisions of §§ 306.190 to 306.192 inclusive, and the compensation provided shall apply only while the vessel is regularly engaged in the coastwise transportation of coal, including ballast or loaded legs of voyages. When the ves-

sel is engaged in other trades, unless otherwise provided by the Administrator, the compensation shall be as provided in §§ 306.171 through 306.175.

§ 306.191 Compensation of General Agents and Agents. (a) Each General Agent shall be compensated for his services for husbanding the vessel, acting as accounting line, and for other services related thereto at the rate of \$60.00, per day per vessel.

(b) Each Agent (TC) shall be paid at the rate of \$15.00 per day per vessel for acting as accounting line; for performing duties for which no compensation is specifically provided for in §§ 306.171 to 306.205 inclusive, and to enable him to absorb items of expense that are not included in the voyage accounts, such as certain communication expenses, bond premiums, etc.

(c) In addition to the compensation otherwise provided in §§ 306.171 to 306.205 inclusive, each General Agent, or Agent, shall be paid a fee of \$50.00 each time a vessel assigned to the General Agent or Agent under his service agreement, calls at a continental United States port. Except as provided in § 306.192 (and except as provided in § 306.203, where applicable) the fee provided in this paragraph covers all port services, including arrangements for pilots and tugs, etc.

(d) From his compensation received under this section, each General Agent or Agent shall compensate all sub-agents and/or branch houses, performing services which are required to be performed by the General Agent or Agent under the provisions of his service agreement, except as this paragraph may be modified by § 306.203.

(e) In determining the compensation provided in this section, part days shall be counted as whole days.

§ 306.192 Compensation for port services in continental United States. Except as otherwise provided, the Berth Agent who performs services in connection with coastwise coal cargoes shall be compensated at the rate of 6¢ per manifest ton in and out (one fee for both operations); out of which fee the Berth Agent shall pay his sub-agents.

TUGS AND BARGES

§ 306.195 Vessels included. Sections 306.195 to 306.198 inclusive are applicable to services rendered in connection with the tugs and barges allocated to General Agents under the standard form of service agreements GAA (Barge Service) and GAA (Salvage).

§ 306.196 Compensation of General Agents. (a) Each General Agent shall be paid for husbanding tugs, or tugs and barges, acting as accounting line, and for related services, at the following rates:

(1) *Barge service.* Tugs and barges engaged in coastwise barge service, including the New England coal trade, Cuban-Florida sugar service, and Trans-Gulf barge service:

(i) *Tugs.*

First tug, \$700.00 per month

Each additional tug, \$350.00 per month

(ii) *Barges.*

First barge, \$350.00 per month

Each of next 4 barges, \$250.00 per month

Each of next 5 barges, \$150.00 per month

Each barge in excess of 10 barges, \$100.00 per month.

(2) *Harbor service.* Tugs engaged in harbor service in the continental United States:

First tug, \$500.00 per month

Each additional tug, \$350.00 per month.

(3) *Sea towage.* V-4 type tugs engaged in seagoing towage.

First tug, \$1,200.00 per month

Each of next five tugs, \$1,000.00 per month

Each of next five tugs, \$850.00 per month

Each tug in excess of 15 tugs; rate to be determined

(4) *Special service tugs.*

First tug, \$600.00 per month

Each additional tug, \$350.00 per month

(5) *Navy rescue service.* Tugs engaged in the Navy rescue service.

First tug, \$600.00 per month.

Each additional tug, \$350.00 per month.

(b) Except as provided in § 306.198 (or except as provided in § 306.203 where applicable), each General Agent shall compensate all sub-agents performing services which are required to be performed by him under his service agreement from the compensation received by the General Agent under the provisions of this section or § 306.197.

(c) The compensation provided in paragraph (a) of this section shall be calculated on the basis of a calendar month or pro rata for any portion thereof. Part days shall be counted as whole days.

§ 306.197 *Compensation for port services in the continental United States.* When the General Agent performs any of the following services in continental United States ports, he shall be compensated in accordance with the following scale, out of which he shall pay his sub-agents:

(a) *Army or Navy cargo.* If the full use of the barge is let to the Army or Navy on a lump sum basis, the General Agent shall receive 2½¢ per ton on the deadweight capacity of the barge; if the full use of the barge is not utilized by the Army or Navy, \$50.00 for the Army or Navy cargo.

(b) *Bulk cargo.* 5¢ per manifest ton for all outward or inward bulk cargo in excess of 1,000 tons; 10¢ per manifest ton for all other outward or inward bulk cargo, except coastwise cargoes of coal, sulphur, and other bulk commodities, in which case the compensation shall be 3½¢ per manifest ton for coal, and 5¢ per manifest ton for sulphur and other bulk commodities loaded and discharged (one fee for both operations.)

(c) *General cargo.* All general cargo outward, 25¢ per manifest ton; 15¢ per manifest ton inward.

(d) *Miscellaneous.* (1) Where the compensation provided above for loading or discharging is less than \$50.00, the General Agent will be compensated in the amount of \$50.00.

(2) Compensation for services rendered whenever a tug or tug with tow

enters a port for purposes other than loading or discharging cargo shall be \$50.00 for tugs of the V-4 type, and \$25.00 for all other tugs, for all services in connection with entrance and clearance arranging for pilotage and towage, or other port services of like nature.

§ 306.198 *Compensation of sub-agents at ports outside of the continental United States.* The General Agent may pay for the account of the United States the prevailing commercial rates, but in no event in excess of the following:

(a) *Tugs.* For handling entrance or clearance of War Shipping Administration tug with or without tow, maximum fee of \$25.00 for either service, entering or clearing.

(b) *Barges.* (1) For handling one or more War Shipping Administration barges arriving at Cuban ports in tow of a single tug, maximum fee of \$25.00 when empty and \$75.00 when loaded or partially loaded.

(2) For handling one or more War Shipping Administration barges with cargo out of Cuban ports in tow of a single tug, maximum fee of \$125.00.

GENERAL PROVISIONS

§ 306.200 *Definitions.* As used in §§ 306.171 to 306.205 inclusive:

(a) *General Agent.* A "general agent" is a person, firm or corporation designated as General Agent under a standard form of Service Agreement, GAA.

(b) *Agent.* An "agent" is a person, firm or corporation designated as Agent under a standard form of Service Agreement, TCA.

(c) *Berth Agent.* A "berth agent" is a person, firm or corporation designated as Berth Agent under a standard form of Service Agreement BA, pursuant to General Order 21.

(d) *Sub-agent.* A "sub-agent" is a person, firm or corporation appointed by a General Agent, Agent or Berth Agent to perform any of the functions of the General Agent, Agent or Berth Agent under the standard forms of service agreements.

(e) *Dry cargo vessel.* A "dry cargo vessel" is a vessel not included in §§ 306.180 to 306.198 inclusive.

(f) *Passenger vessel.* A "passenger vessel" is a vessel which was constructed or materially reconditioned prior to December 7, 1941, to accommodate at least fifty passengers.

(g) *Passenger.* A "passenger" is a person transported on the vessel, other than members of the gun crew, the Master, licensed and unlicensed personnel of the vessel and military personnel.

(h) *Military personnel.* "Military personnel" includes members of the armed forces of the United States or its allies, prisoners of war, enemy aliens or involuntary passengers traveling under supervision and direction of the Army or Navy, and such other persons as may be sponsored by and traveling for the account of the Army or Navy.

(i) *Manifest tons.* Unless otherwise determined by the Administrator, manifest tons are the number of freight payable tons of cargo loaded or discharged by the vessel at each port as manifested on a weight or measurement basis in accordance with the practice of the trade

in which the vessel is operated with the following exceptions:

(1) A ton of cargo which is billed at a rate per cubic foot shall be computed as 40 cubic feet.

(2) A ton of cargo billed at a rate per 100 lbs. shall be computed as 2,240 pounds.

(3) A ton of cargo billed at a rate per package shall be computed as 40 cubic feet or 2,240 pounds, whichever produces the greater tonnage.

(4) A ton of liquid cargo carried in the deep tanks of dry cargo vessels shall be computed as 2,240 pounds.

(5) A ton of lumber and piling billed at a rate per board foot shall be computed as 600 board feet.

(6) A ton of piling billed at a rate per lineal foot shall be computed as 30 lineal feet.

(j) *Outward cargo.* "Outward cargo" is cargo loaded from any port.

(k) *Inward cargo.* "Inward cargo" is cargo discharged at any port.

(l) *Domestic trades.* "Domestic trades" refers to United States coastwise and intercoastal operations and trade between Puerto Rico and the continental United States.

(m) *Bulk cargoes.* "Bulk cargo" is cargo not hand stowed (except liquid cargo carried in the deep tank of dry cargo vessels, which shall be regarded as general cargo), such as bulk cargoes of grain, ores, coal, etc., carried under charter party and not shipped under berth terms.

(n) *Ad valorem cargo.* "Ad valorem cargo" is cargo transported at a percentage rate based on the value of the cargo.

(o) *Express.* "Express" shipments are considered to be cargo, for the purposes of this order.

(p) *Continental United States.* The "continental United States" includes only the forty-eight states of the United States and the District of Columbia.

(q) *Way.* "Way" cargoes, passengers and mails, means cargo, passengers and mail loaded and discharged at ports outside of the continental United States.

(r) *Fully refrigerated vessels.* A "fully refrigerated vessel" is a vessel in which the greater part of the cargo carrying capacity is fitted for the carrying of cargo requiring refrigeration, and is so certified by the Assistant Deputy Administrator for Ship Operations.

(s) *Troop transport.* A "troop transport" is a vessel, other than a passenger vessel as defined in paragraph (f) of this section, that is permanently fitted to carry one thousand or more troops, and is so certified by the Assistant Deputy Administrator for Ship Operations.

(t) *Controlled cargo.* "Controlled cargo" is defined as the total amount of cargo carried in a vessel where 85% or more of the total manifest tons of cargo carried in the vessel which is assigned by War Shipping Administration in writing as the carrier, is Army, Navy, UNRRA, and/or Foreign National Import Cargo.

(u) *Vessels' revenue.* "Vessels' revenue" is the gross ocean revenue (freight or passenger) accruing to the vessel.

(v) *Port call.* A port call is construed to include calls at any or all points in a given harbor where the vessel is handled by the same Agent or sub-agent.

§ 306.201 Communication expenses.

(a) All cablegrams, telegrams, and radiograms that pertain directly and exclusively to the business of the United States, dispatched by General Agents, Agents, Berth Agents, and their branch houses and domestic and foreign sub-agents, between the continental United States and points outside of the continental United States, shall be for the account of the United States and the cost thereof shall be included in the voyage accounts. All telegrams, cablegrams, and radiograms that pertain directly and exclusively to the business of the United States, dispatched by foreign sub-agents and branch houses, shall be for the account of the United States, and the cost thereof shall be included in the voyage accounts. Except as provided in this section, communication expenses shall remain a part of the administrative and general expenses of the General Agents, Agents, and Berth Agents.

(b) To the extent that the cablegrams, telegrams, and radiograms referred to in paragraph (a) of this section are entitled to Government rate and are exempt from the Federal tax on communications, all Agents, General Agents, Berth Agents, and their branch houses and sub-agents are authorized and directed to certify that such messages pertain exclusively to official Government business, and are for the account of the United States, as may be required to entitle such messages to the Government rate and tax exemption.

(c) Postage or express charges incurred in sending ships' disbursements accounts, manifests and other cargo documents to or from the continental United States, or between foreign ports, may be included in the voyage accounts as reimbursable items of expense.

§ 306.202 Compensation to General Agents, Agents, and Berth Agents for liquidating the business of vessels. (a) In addition to the compensation otherwise provided in §§ 306.171 to 306.205, inclusive, General Agents, Agents, and Berth Agents shall be paid for liquidating the business of vessels assigned to them under a standard form of service agreement, GAA, TCA, BA:

(1) *With respect to a dry cargo vessel, a tanker, a collier or a passenger vessel redelivered to War Shipping Administration or lost—*(i) Prior to July 1, 1945. No fee.

(ii) *Subsequent to June 30, 1945—*(a) *To General Agents.* A fee equal to the sum of \$15.00 per day for each day for which compensation was paid to the General Agent under §§ 306.72, 306.77, 306.81 or 306.85 of General Order 34, and/or §§ 306.172, 306.181, 306.186 or 306.191 of this order under his service agreement; minimum \$1,500; maximum \$7,665.00; *Provided*, That the compensation herein authorized shall be reduced by \$15.00 per day for each day that date of redelivery or loss precedes January 1, 1946, but not exceeding the fee authorized with respect to the vessel.

(b) *To Agents who are not also General Agents.* A fee equal to the sum of

\$15.00 per day for 60 days after redelivery or loss.

(c) *To Agents who are also General Agents.* A fee equal to the sum of \$15.00 per day for a period of 60 days after redelivery or loss; *Provided however*, That the fee authorized in this subdivision shall be reduced by \$15.00 per day for each day that date of redelivery or loss precedes January 1, 1946, but not exceeding the fee herein authorized with respect to the vessel.

(2) *To Berth Agents.* A fee equal to 10% of the fees received under the provisions of §§ 306.7 and 306.7a of General Order 12 and §§ 306.73 and 306.74 of General Order 34, as amended by Supplements 1 and 2, for services performed during the period July 1, 1942, through June 30, 1945, payable in twelve equal monthly installments, beginning April 15, 1946.

(b) Except as otherwise provided, the compensation herein authorized shall be paid in monthly installments until entire fee has been paid, or final accounts are rendered, in which latter case the unpaid balance, if any, shall be paid; *Provided however*, That if, at any time after redelivery or loss, the Administrator finds the accounts of an Agent to be in an unsatisfactory condition, he may at his discretion, withhold all or any part of the unpaid balance of the fee authorized in this section until the accounts are placed in a satisfactory condition or final accounting has been rendered.

§ 306.203 Increases and reductions of compensation under certain circumstances. (a) If the rates provided in §§ 306.171 to 306.205 inclusive, with respect to an Agent, General Agent, Berth Agent or their foreign sub-agents and branch houses, are found by the Administrator not to represent a fair and reasonable compensation for the services required to be performed by the Agent under the service agreements, based on the fair and reasonable average cost of performing such services as determined by the Administrator on the basis of maximum reasonable efficiency and economy of operations, then the Administrator, at his discretion, but without discrimination as between Agents for similar services, may adjust such compensation in such amount as he shall determine to be fair and reasonable under the circumstances.

(b) In addition to the compensation elsewhere provided in §§ 306.171 to 306.205 inclusive, the Administrator shall provide compensation in such amount as he shall determine to be fair and reasonable under the circumstances for extraordinary services heretofore or hereafter rendered by an Agent, General Agent or Berth Agent or foreign sub-agent or branch house, which the Administrator finds were not intended to be covered by the compensation provided for in said sections.

(c) The Administrator reserves the right to make equitable reductions of compensation with regard to any vessel or vessels while inactive. No compensation shall be allowed for any period of time lost by reason of the inefficiency of the Agent or General Agent.

(d) The Administrator reserves the right to exempt specific operations from

the scope of §§ 306.171 to 306.205, inclusive, or to amend, modify or terminate said sections.

§ 306.204 Accounting. The payment and adjustment of the compensation provided in §§ 306.171 to 306.205 inclusive, shall be subject to compliance by the Agent, General Agent, or Berth Agent with all and singular the terms and conditions of the applicable service agreements and of such rules and regulations appertaining thereto as have been, or from time to time may be issued by the War Shipping Administration, including but not limited to fiscal regulations prescribing instructions to be observed in billing for such compensation.

§ 306.205 Effective date. (a) Unless otherwise provided, §§ 306.171 to 306.205 inclusive, shall become effective as of January 1, 1946, at 00:01 a. m. except that inward or outward port services commenced prior to midnight December 31, 1945, shall be compensated for in accordance with §§ 306.71 to 306.100 inclusive (General Order 34), and for recapture purposes such compensation shall be included in 1945 accountings; inward or outward port services commenced after midnight December 31, 1945, shall be compensated for in accordance with §§ 306.171 to 306.205 inclusive, and such compensation shall be included in the accounting year in which the services were commenced.

(b) Except as provided in paragraph (a) above, §§ 306.71 to 306.100 inclusive, (General Order 34) is cancelled and superseded effective as of midnight, December 31, 1945.

[SEAL]

GRANVILLE CONWAY,
Acting Administrator.

JANUARY 31, 1946.

[F. R. Doc. 46-2193; Filed, Feb. 7, 1946;
10:45 a. m.]

Notices

FEDERAL COMMUNICATIONS COMMISSION.

[Docket Nos. 6919, 7108]

EDGAR T. BELL AND WEST CENTRAL BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING

In re applications of Edgar T. Bell, Peoria, Illinois, for construction permit; File No. B4-P-3812. West Central Broadcasting Company, Peoria, Illinois, for construction permit; File No. B4-P-4336.

The Commission having under consideration a joint petition filed November 13, 1945 by Edgar T. Bell, Peoria, Illinois, and West Central Broadcasting Company, Peoria, Illinois, requesting the dismissal without prejudice of the application of Edgar T. Bell, Peoria, Illinois (File No. B4-P-3812), and the designation of the application of West Central Broadcasting Company (File No. B4-P-4336), for hearing February 28 and March 1, 4, 5, 6, and 7, 1946, at Washington, D. C., in consolidation with the applications of WJPS, Inc., Evansville, Indiana (File No. B4-P-3293; Docket No.

6921), Tri-State Broadcasting Corporation, Evansville, Indiana (File No. B4-P-4119; Docket No. 6922), Booth Radio Stations, Inc., Flint, Michigan (File No. B2-P-4120; Docket No. 6923) and Wabash Valley Broadcasting Corporation, Terre Haute, Indiana (File No. B4-P-4130; Docket No. 6924);

It is ordered, This 4th day of January 1946, that the petition be, and it is hereby, granted, the application of Edgar T. Bell, Peoria, Illinois (File No. B4-P-3812) be, and it is hereby, dismissed without prejudice; and the application of West Central Broadcasting Company, Peoria, Illinois (File No. B4-P-4336) be, and it is hereby, designated for hearing in consolidation with the applications of WJPS, Inc., Evansville, Indiana (File No. B4-P-3293; Docket No. 6921), Tri-State Broadcasting Corporation, Evansville, Indiana (File No. B4-P-4119; Docket No. 6922), Booth Radio Stations, Inc., Flint, Michigan (File No. B2-P-4120; Docket No. 6923), and Wabash Valley Broadcasting Corporation, Terre Haute, Indiana (File No. B4-P-4130; Docket No. 6924).

By the Commission.

[SEAL]

T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-2139; Filed, Feb. 6, 1946;
11:56 a. m.]

[Docket No. 7165]

DANVILLE BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Danville Broadcasting Company, Danville, Kentucky, for construction permit; File No. B2-P-4264.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C. on the 23d day of January 1946;

The Commission having under consideration an application for construction permit (File No. B2-P-4264) filed by Danville Broadcasting Company for a new standard AM broadcast station at Danville, Kentucky;

It is ordered, That this application be designated for hearing in a consolidated proceeding with the application for construction permit (File No. B2-P-4040) of Commonwealth Broadcasting Corporation, upon the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant, its officers, directors and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station with 100w or with 250w power would involve objection-

able interference with any existing or proposed broadcast service, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether operation of the proposed station with 100w power would provide the most efficient use of the frequency requested.

6. To determine upon a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL]

T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-2140; Filed, Feb. 6, 1946;
11:56 a. m.]

[Docket No. 7164]

COMMONWEALTH BROADCASTING CORP.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Commonwealth Broadcasting Corporation, Danville, Kentucky, for construction permit; File No. B2-P-4040.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 23d day of January 1946;

The Commission, having under consideration an application for construction permit (File No. B2-P-4040) filed by Commonwealth Broadcasting Corporation, for a new standard AM broadcast station at Danville, Kentucky;

It is ordered, That this application be designated for hearing in a consolidated proceeding with the application for construction permit (File No. B2-P-4264) of Danville Broadcasting Company upon the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant, its officers, directors and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station with 100 w or with 250 w power would involve objectionable interference with any existing or proposed broadcast service, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether operation of the proposed station with 100 w power would provide the most efficient use of the frequency requested.

6. To determine upon a comparative basis which if either of the applications

in this consolidated proceeding should be granted.

By the Commission.

[SEAL]

T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-2141; Filed, Feb. 6, 1946;
11:56 a. m.]

[Docket No. 7158]

GREEN BAY BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Green Bay Broadcasting Company, Green Bay, Wisconsin, for construction permit; File No. B4-P-4272.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C. on the 23d day of January 1946.

The Commission having under consideration an application for construction permit (File No. B4-P-4272) filed by Green Bay Broadcasting Company for a new standard AM broadcast station at Green Bay, Wisconsin;

It is ordered, That this application be designated for hearing in a consolidated proceeding with the application for construction permit (File No. B4-P-4350) of Green Bay Newspaper Company upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant, its officers, directors and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast service, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL]

T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-2142; Filed, Feb. 6, 1946;
11:56 a. m.]

[Docket No. 7159]

GREEN BAY NEWSPAPER CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Green Bay Newspaper Company, Green Bay, Wisconsin,

for construction permit; File No. B4-P-4350.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C. on the 23d day of January 1946;

The Commission having under consideration an application for construction permit (File No. B4-P-4350) filed by Green Bay Newspaper Company for a new standard AM broadcast station at Green Bay, Wisconsin;

It is ordered, That this application be designated for hearing in a consolidated proceeding with the application for construction permit (File No. B4-P-4272) of Green Bay Broadcasting Company upon the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant, its officers, directors and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast service, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. D. Doc. 46-2143; Filed, Feb. 6, 1946;
11:56 a. m.]

[Docket No. 7156]

RADIO BROADCASTING, INC.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Radio Broadcasting, Inc., Hot Springs, Arkansas, for construction permit; File No. B3-P-3915.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 23d day of January 1946;

The Commission having under consideration the above-listed application of Radio Broadcasting, Inc., for a construction permit to construct a new standard broadcast station at Hot Springs, Arkansas;

It is ordered, That the said application be designated for hearing in a con-

solidated proceeding with the application of Arkansas Valley Broadcast Company, Ft. Smith, Arkansas (B3-P-4200) upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast facilities, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-2144; Filed, Feb. 6, 1946;
11:56 a. m.]

[Docket No. 7157]

ARKANSAS VALLEY BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Arkansas Valley Broadcasting Company, Ft. Smith, Arkansas, for construction permit; File No. B3-P-4200.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 23d day of January 1946;

The Commission having under consideration the above-listed application of Arkansas Valley Broadcast Company for a construction permit to construct a new standard broadcast station at Ft. Smith, Arkansas;

It is ordered, That the said application be designated for hearing in a consolidated proceeding with the application of Radio Broadcasting, Inc., Hot Springs, Arkansas (B3-P-3915) upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character

of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast facilities, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-2145; Filed, Feb. 6, 1946;
11:56 a. m.]

[Docket No. 7160]

FRANK R. GIBSON

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Frank R. Gibson, Lake Charles, Louisiana, for construction permit; File No. B3-P-3840.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C. on the 23d day of January 1946;

The Commission having under consideration an application for construction permit (File No. B3-P-3840) of Frank R. Gibson for a new standard broadcast station at Lake Charles, Louisiana;

It is ordered, That this application be designated for hearing in a consolidated proceeding with the applications for construction permits of The Times Picayune Publishing Company (File No. B3-P-4167); Roy Hofheinz and W. N. Hooper, a partnership, d/b as Louisiana Broadcasting Company (File No. B3-P-4260) and J. G. Long, James A. Clements and Travis C. Dodd, a partnership, d/b as Bay City Broadcasting Company (File No. B3-P-4339), upon the following issues:

(1) To determine the legal, technical, financial and other qualifications of the applicant, to construct and operate the proposed station.

(2) To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

(3) To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

(4) To determine whether the operation of the proposed station would involve objectionable interference with the service of any existing broadcast station, the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

(5) To determine whether operation of the proposed station would involve objectionable interference, with the service of the station proposed in any pending applications, the nature and extent of any such interference, the areas and populations affected thereby and the availability of other broadcast service to such areas and populations.

(6) To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

By the Commission.

[SEAL]

T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-2146; Filed, Feb. 6, 1946;
11:56 a. m.]

[Docket No. 7161]

TIMES PICAYUNE PUBLISHING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of The Times Picayune Publishing Company, New Orleans, Louisiana, for construction permit; File No. B3-P-4167.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 23d day of January 1946;

The Commission having under consideration an application for construction permit (File No. B3-P-4167) of Times Picayune Publishing Company for a new standard broadcast station at New Orleans, Louisiana;

It is ordered, That this application be designated for hearing in a consolidated proceeding with the applications for construction permits of Roy Hofheinz and W. N. Hooper, a partnership, d/b as Louisiana Broadcasting Company (File No. B3-P-4260); Frank R. Gibson (File No. B3-P-3840); and J. G. Long, James A. Clements and Travis C. Dodd, a partnership, d/b as Bay City Broadcasting Company (File No. B3-P-4339), upon the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would in-

volve objectionable interference with the service of any existing broadcast station, the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether operation of the proposed station would involve objectionable interference with the service of the station proposed in any pending applications, the nature and extent of any such interference, the areas and populations affected thereby and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

By the Commission.

[SEAL]

T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-2147; Filed, Feb. 6, 1946;
11:57 a. m.]

[Docket No. 7162]

LOUISIANA BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Roy Hofheinz and W. N. Hooper, a partnership, d/b as Louisiana Broadcasting Company, New Orleans, Louisiana, for Construction Permit; File No. B3-P-4260.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 23d day of January 1946;

The Commission having under consideration an application for construction permit (File No. B3-P-4260) of Roy Hofheinz and W. N. Hooper, a partnership, d/b as Louisiana Broadcasting Company, for a new standard broadcast station at New Orleans, Louisiana;

It is ordered, That this application be designated for hearing in a consolidated proceeding with the applications for construction permits of The Times Picayune Publishing Company (File No. B3-P-4167); Frank R. Gibson (File No. B3-P-3840); and J. G. Long, James A. Clements and Travis C. Dodd, a partnership, d/b as Bay City Broadcasting Company (File No. B3-P-4339), upon the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with the serv-

ice of any existing broadcast station, the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether operation of the proposed station would involve objectionable interference with the service of the station proposed in any pending applications, the nature and extent of any such interference, the areas and populations affected thereby and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

By the Commission.

[SEAL]

T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-2148; Filed, Feb. 6, 1946;
11:57 a. m.]

[Docket No. 7163]

BAY CITY BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of J. G. Long, James A. Clements and Travis C. Dodd, a partnership, d/b as Bay City Broadcasting Company, McAllen, Texas, for construction permit; File No. B3-P-4339.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 23d day of January 1946;

The Commission having under consideration an application for construction permit (File No. B3-P-4339) of J. G. Long, James A. Clements and Travis C. Dodd, a partnership, d/b as Bay City Broadcasting Company, for a new standard broadcast station at McAllen, Texas;

It is ordered, That this application be designated for hearing in a consolidated proceeding with the applications for construction permits of The Times Picayune Publishing Company (File No. B3-P-4167); Roy Hofheinz and W. N. Hooper, a partnership, d/b as Louisiana Broadcasting Company (File No. B3-P-4260); and Frank R. Gibson (File No. B3-P-3840), upon the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with the service of any existing broadcast station, the nature and extent of any such inter-

ference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether operation of the proposed station would involve objectionable interference with the service of the station proposed in any pending applications, the nature and extent of any such interference, the areas and populations affected thereby and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

By the Commission.

[SEAL]

T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-2149; Filed, Feb. 6, 1946;
11:57 a. m.]

[Docket No. 7167]

WYOMING VALLEY BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Harold T. Gray, Gerald L. Wise, Vernon L. Wise, Roy E. Morgan, Thomas P. Shelburne, Leon Schwartz, Dr. Isiah C. Morgan and Mitchell Jenkins, d/b as Wyoming Valley Broadcasting Company, Wilkes-Barre, Pennsylvania, for construction permit; File No. B2-P-4396.

The Commission having under consideration the above application and petition filed by applicant January 21, 1946;

It is ordered, This 24th day of January, 1946, that the petition be, and it is hereby, granted insofar as it requests that petitioner's application be designated for hearing in consolidation with the application of Joseph L. Maguire, Kenneth Maguire, John T. Maguire, John Grenoble, Evan Evans, Patrick J. McCall, James Koch, and James J. Curran, d/b as Miners' Broadcasting Service (File No. B2-P-3936; Docket No. 7089) and in the matter of Hazleton Broadcasting Service, Inc. (WAZL) (File No. B2-S-815; Docket No. 7090);

It is further ordered, That said application be, and it is hereby designated for hearing in a consolidated proceeding with the application of Miners' Broadcasting Service and in the matter of Hazleton Broadcasting Service, Inc. (WAZL), to be heard in Washington, D. C., on February 4, 1946, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of applicant and of its co-partners to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain or lose primary broadcast service from the operation of the proposed station and what other broadcast services are available to these areas and populations.

3. To determine the type and character of the program service which applicant may be expected to render and

the extent to which such service is now being rendered by any other station, in whole or in part.

4. To obtain information concerning applicant's proposals with respect to the employment of personnel to construct and operate the proposed station.

5. To determine the nature, extent and effect of any interference which would result from the simultaneous operation of the proposed station and the operation of Station WAZL, Hazleton, Pa., using 1490 kc, and/or any other existing broadcast stations, the areas and populations affected thereby, and the character of other broadcast service available to such areas and populations.

6. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in any pending applications for broadcast facilities, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

7. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

8. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

9. To determine on a comparative basis whether this application should be granted or whether the application of Miners' Broadcasting Service (File No. B2-P-3936; Docket No. 7089) should be granted and the frequency of Station WAZL (File No. B2-S-815; Docket No. 7090) changed to 1490 kc.

It is further ordered, That the Bills of Particulars heretofore adopted in these proceedings be and they are hereby amended to include the application of Harold T. Gray, Gerald L. Wise, Vernon L. Wise, Roy E. Morgan, Thomas P. Shelburne, Leon Schwartz, Dr. Isiah C. Morgan and Mitchell Jenkins, d/b as Wyoming Valley Broadcasting Company, and issue No. 9 of said Bills of Particulars is amended to read: "To determine on a comparative basis whether this application should be granted and the frequency of Station WAZL (File No. B2-S-815) changed to 1490 kc, or whether the application of Wyoming Valley Broadcasting Company (File No. B2-P-4396) should be granted."

By the Commission.

[SEAL]

T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-2150; Filed, Feb. 6, 1946;
11:57 a. m.]

[Docket No. 7166]

WEBR, Inc.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of WEBR, Inc. (WEBR), Buffalo, New York, for construction permit; File No. B1-P-3926.

At a session of the Federal Communications Commission, held at its offices in

Washington, D. C., on the 23d day of January 1946;

The Commission having under consideration the above-entitled application of WEBR, Incorporated (WEBR), Buffalo, New York, for a construction permit to change frequency from 1340 kc to 970 kc and increase power from 250 watts to 5 kw, unlimited time.

It is ordered, That the said application be, and the same is hereby designated for hearing in a consolidated proceeding with the applications of WICA, Inc. (WICA), Ashtabula, Ohio, (File No. B2-P-3081; Docket No. 6120) requesting the frequency 970 kc with 1 kw power, unlimited time, and WWSW, Inc. (WWSW), Pittsburgh, Pennsylvania (File No. B2-P-3055; Docket No. 6121) requesting the frequency 970 kc with 5 kw power, unlimited time, upon the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant corporation, its officers, directors, and stockholders to operate Station WEBR as proposed.

2. To determine the areas and populations which may be expected to gain or lose primary service from the proposed operation of Station WEBR, and the extent and character of other broadcast services available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations to be served.

4. To determine whether the proposed operation of Station WEBR would involve objectionable interference with any existing broadcast stations or with the services proposed in any pending applications and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of Station WEBR as proposed would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine whether the erection of the antenna system proposed therein would be consistent with Civil Aeronautics Administration requirements.

7. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL]

T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-2151; Filed, Feb. 6, 1946;
11:57 a. m.]

[Docket Nos. 6120, 6121]

WICA, Inc. AND WWSW, Inc.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of WICA, Inc. (WICA), Ashtabula, Ohio; for construction permit; Docket No. 6120, File No. B2-

P-3081. WWSW Inc. (WWSW), Pittsburgh, Pennsylvania; for construction permit; Docket No. 6121, File No. B2-P-3055.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 23d day of January 1946;

The Commission having under consideration the above-entitled applications of WICA, Inc. (WICA) Ashtabula, Ohio, requesting the frequency 970 kc with 1 kw power, unlimited time, and WWSW, Inc. (WWSW), Pittsburgh, Pennsylvania, requesting the frequency 970 kc, with 5 kw power, unlimited time;

It is ordered, That the said applications of WICA, Inc. (WICA), and WWSW, Inc. (WWSW), be, and the same are hereby designated for further hearing in consolidation with the application of WEBR, Incorporated (WEBR), Buffalo, New York, for a construction permit to change frequency from 1340 to 970 kc and increase power from 250 watts to 5 kw, upon the following issues:

1. To obtain current information concerning the legal, technical, financial and other qualifications of the applicant corporation, its officers, directors, and stockholders to operate the station as proposed.

2. To obtain current information concerning the areas and populations which may be expected to gain or lose primary service from the proposed operation, and the extent and character of other broadcast services available to those areas and populations.

3. To obtain current information concerning the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations to be served.

4. To obtain current information as to whether the proposed operation would involve objectionable interference with any existing broadcast stations or with the services proposed in any pending applications and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine whether the erection of the antenna system proposed therein would be consistent with Civil Aeronautics Administration requirements.

7. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL]

T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-2152; Filed, Feb. 6, 1946;
11:57 a. m.]

[Docket Nos. 7135-7147, 6364, 7148-7153]

AGRICULTURAL BROADCASTING CO. ET AL.

ORDER DESIGNATING APPLICATIONS FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of Agricultural Broadcasting Company, Chicago, Illinois, Docket No. 7135, File No. B4-PH-235; Amalgamated Broadcasting System, Inc., Chicago, Illinois, Docket No. 7136, File No. B4-PH-674; American Broadcasting Company, Inc., Chicago, Illinois, Docket No. 7137, File No. B4-PH-221; Balabam & Katz Corporation, Chicago, Illinois, Docket No. 7138, File No. B4-PH-729; Chicago Federation of Labor, Chicago, Illinois, Docket No. 7139, File No. B4-PH-120; Drivers Journal Publishing Company, Chicago, Illinois, Docket No. 7140, File No. B4-PH-174; Dual Engineering Corporation, Chicago, Illinois, Docket No. 7141, File No. B4-PH-644; International Union, United Automobile, Aircraft, and Agricultural Implement Workers of America (UAW-CIO), Chicago, Illinois, Docket No. 7142, File No. B4-PH-441; Johnson-Kennedy Radio Corporation, Chicago, Illinois, Docket No. 7143, File No. B4-PH-589; Knight Radio Corporation, Chicago, Illinois, Docket No. 7144, File No. B4-PH-629; Lincoln-Belmont Publishing Company and Myers Publishing Company, Chicago, Illinois, Docket No. 7145, File No. B4-PH-774; National Broadcasting Company, Inc., Chicago, Illinois, Docket No. 7146, File No. B4-PH-137; Oak Park Realty and Amusement Company, Chicago, Illinois, Docket No. 7147, File No. B4-PH-117, Docket No. 6364, File No. B4-MPH-97; Raytheon Manufacturing Company, Chicago, Illinois, Docket No. 7148, File No. B4-PH-435; Telair Company, Chicago, Illinois, Docket No. 7149, File No. B4-PH-703; Radio Station WAIT, Chicago, Illinois, Docket No. 7150, File No. B4-PH-614; Radio Station WGES, Chicago, Illinois, Docket No. 7151, File No. B4-PH-609; WJJD, Inc., Chicago, Illinois, Docket No. 7152, File No. B4-MPH-75; Radio Station WSEC, Chicago, Illinois, Docket No. 7153, File No. B4-PH-716; for construction permits.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 16th day of January, 1946;

The Commission having under consideration the above-entitled applications for construction permits for new metropolitan FM broadcast stations in the Chicago, Illinois, metropolitan area; and

Whereas, the Commission, in its report of December 1945, indicated a possible maximum of 17 metropolitan FM channels for the Chicago, Illinois, area; and

Whereas, 5 channels have already been assigned to existing stations;

It is ordered, that the above-entitled applications be designated for consolidated hearing upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant to operate and construct the proposed station.

2. To obtain full information with respect to the nature and character of the proposed program service.

3. To determine the areas and populations which may be expected to receive service from the proposed station.

4. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL]

T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-2153; Filed, Feb. 6, 1946;
11:57 a. m.]

[Docket No. 7133]

NEWS-JOURNAL CORP.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of News-Journal Corporation, Daytona Beach, Florida, for construction permit; File No. B3-P-4338.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 16th day of January 1946;

The Commission having under consideration the application of News-Journal Corporation (File No. B3-P-4338; Docket No. 7133) for a construction permit for a new standard broadcast station at Daytona Beach, Florida, requesting the frequency 1,340 kc, with 250 watts power, unlimited time, together with a petition requesting that the said application be designated for hearing in consolidation with the applications of Roger T. Peacock, Sr., trading as Daytona Beach Broadcasting Company (File No. B3-P-4122; Docket No. 6901) and Wade R. Sperry, Edgar J. Sperry and Josephine T. Sperry, d/b as Daytona Beach Broadcasting Company (File No. B3-P-4123; Docket No. 6902), each requesting use of the frequency 1,340 kc, which were designated for hearing in a consolidated proceeding;

It is ordered, That the above petition be granted; and

It is further ordered, That the application of the News-Journal Corporation be, and it is hereby, designated for hearing in a consolidated proceeding with the above applications, to be held at Daytona Beach on the 16th day of February, 1946, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, its officers, directors and stockholders, to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast services available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve ob-

jectionable interference with any existing broadcast station or with the services proposed in any pending applications and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

6. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

It is further ordered, That the Bills of Particulars in connection with the applications of Robert T. Peacock, Sr., trading as Daytona Beach Broadcasting Company (File No. B3-P-4122; Docket No. 6901) and Wade R. Sperry, Edgar J. Sperry and Josephine T. Sperry, d/b as Daytona Beach Broadcasting Company (File No. B3-P-4123; Docket No. 6902) be, and the same are hereby, enlarged to include the application of the News-Journal Corporation.

By the Commission.

[SEAL]

T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-2154; Filed, Feb. 6, 1946;
11:58 a. m.]

[Docket No. 7113]

JAMES A. NOE

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of James A. Noe, Shreveport, Louisiana, for construction permit; File No. B3-P-3790.

At a session of the Federal Communications Commission held at its offices in Washington, D. C. on the 9th day of January 1946;

The Commission having under consideration the above-listed application of James A. Noe for a permit to construct a new, standard broadcast station at Shreveport, Louisiana;

It is ordered, That the said application be designated for hearing in a consolidated proceeding with the application of Frank H. Ford, Shreveport, Louisiana (B3-P-3916) upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast facilities,

and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL]

T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-2155; Filed, Feb. 6, 1946;
11:58 a. m.]

[Docket No. 7121]

JAMES ROBERT MEACHEM

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of James Robert Meachem, Elmira, New York, for construction permit; File No. B1-P-4274.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 9th day of January 1946;

The Commission having under consideration the above-listed application of James Robert Meachem for a construction permit to construct a new standard broadcast station at Elmira, New York;

It is ordered, That the said application be designated for hearing at a consolidated proceeding with the application of Thomas J. Watson, Endicott, New York (B1-P-1679), upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station, and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast facilities, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine on a comparative basis which, if either, of the applications in

this consolidated proceeding should be granted.

By the Commission.

[SEAL]

T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-2156; Filed, Feb. 6, 1946;
11:58 a. m.]

[Docket No. 4550]

THOMAS J. WATSON

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Thomas J. Watson, Endicott, New York, for construction permit; File No. B1-P-1679.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 9th day of January 1946;

The Commission having under consideration the above-listed application for a construction permit to construct a new standard broadcast station at Endicott, New York, and the petition to reinstate the application for modification of a construction permit and for amendment thereof (B1-MP-1370);

Whereas, The Commission on March 11, 1941, granted the above-listed application subject to selection of a transmitter site and antenna system and such synchronous amplifiers as may be necessary to cover the metropolitan district subject to Commission's approval; and

Whereas, The applicant thereupon filed an application (B1-MP-1370) for modification of construction permit granted, which application was on May 11, 1943, on petition of the applicant, dismissed without prejudice; and

Whereas, The construction permit conditionally granted by the Commission has been automatically forfeited;

It is ordered, That the Petition to Reinstate Application for Modification of Construction Permit and for Amendment Thereof be denied; and that the above-listed application (B1-P-1679) be, and it is hereby, reinstated on the Commission's own motion;

It is further ordered, That the application be designated for hearing in a consolidated proceeding with the application of James Robert Meachem, Elmira, New York (B1-P-4274) upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station, and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast facilities,

isting or proposed broadcast facilities, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL]

T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-2157; Filed, Feb. 6, 1946;
11:58 a. m.]

[Docket No. 7120]

R. F. & W. BROADCASTING CO.

NOTICE OF HEARING

In re application of R. F. & W. Broadcasting Company (New), date filed, December 29, 1945; for construction permit; class of service, standard broadcast; location, Corpus Christi, Texas; operating assignment specified: frequency, 1230 kc; power, 250 w; hours of operation, unlimited time; File No. B3-P-4337.

You are hereby notified that the Commission has examined the application in the above entitled case and has designated the matter for hearing in consolidation with the applications of Howard W. Davis tr/as The Walmac Company (File No. B3-P-4069; Docket No. 6911) and Central Broadcasting Corporation (File No. B3-P-4110; Docket No. 6910) on the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, and of its officers, directors, and stockholders, to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with services proposed in any pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with services proposed in any pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

8. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.382 (b) of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: R. F. & W. Broadcasting Company, P. O. Box 1781, 323 No. Chaparral St., Corpus Christi, Texas.

Dated at Washington, D. C., January 25, 1946.

By the Commission.

[SEAL]

T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-2158; Filed, Feb. 6, 1946;
11:58 a. m.]

[Docket No. 7004]

LAKE ERIE BROADCASTING CO.

NOTICE OF HEARING

In re application of Lake Erie Broadcasting Company (new); date filed, October 8, 1945; for construction permit; class of service, broadcast; location, Sandusky, Ohio; operating assignment specified: Frequency, 1450 kc.; power, 250 w.; hours of operation, unlimited; File No. B2-P-4190.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the application of the Sandusky Broadcasting Company, Sandusky, Ohio (File No. B2-P-4208; Docket No. 7003), on the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, and of its officers, directors and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve ob-

jectionable interference with the service of any existing broadcast stations, or with the services proposed in any pending applications for broadcast facilities, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine on a comparative basis which if any of the applications in this consolidated proceeding should be granted.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.382 (b) of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: Lake Erie Broadcasting Company, Lloyd A. Pixley, President, 33 North High Street, Columbus, Ohio.

Dated at Washington, D. C., January 25, 1946.

By the Commission.

[SEAL]

T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-2159; Filed, Feb. 6, 1946;
11:58 a. m.]

[Docket No. 7003]

SANDUSKY BROADCASTING CO.

NOTICE OF HEARING

In re application of The Sandusky Broadcasting Company (new); date filed, October 29, 1945; for construction permit; class of service, standard broadcast; location, Sandusky, Ohio; operating assignment specified: Frequency, 1450 kc; power, 250 w.; hours of operation, unlimited time; File No. B2-P-4208.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the application of Lake Erie Broadcasting Company, Sandusky, Ohio (File No. B2-P-4190; Docket No. 7004), on the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, and of its officers, directors, and stockholders, to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be ren-

dered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with the service of any existing broadcast stations, or with the services proposed in any pending applications for broadcast facilities, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine on a comparative basis which if any, of the applications in this consolidated proceeding should be granted.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.382 (b) of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: The Sandusky Broadcasting Company, Charles J. Stark, % The Register-Star-News, Sandusky, Ohio.

Dated at Washington, D. C., January 25, 1946.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-2160; Filed, Feb. 6, 1946;
11:59 a. m.]

FEDERAL TRADE COMMISSION.

[Docket No. 5269]

WALSH REFRACTORIES CORP.

ORDER APPOINTING TRIAL EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 6th day of February, A. D. 1946.

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission,

It is ordered, That Andrew B. Duvall, a trial examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered, That the taking of testimony in this proceeding begin on Monday, February 18, 1946, at two o'clock in the afternoon of that day (eastern standard time), Room 322, New

Federal Building, 85 Marconi, Columbus, Ohio.

Upon completion of testimony for the Federal Trade Commission, the trial examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The trial examiner will then close the case and make his report upon the facts; conclusions of fact; conclusions of law; and recommendation for appropriate action by the Commission.

By the Commission.

[SEAL] A. N. ROSS,
Acting Secretary.

[F. R. Doc. 46-2194; Filed, Feb. 7, 1946;
11:03 a. m.]

[Docket No. 5368]

E. & J. DISTRIBUTING CO.

ORDER APPOINTING TRIAL EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 6th day of February A. D. 1946.

In the matter of Jacob Colon and Evelyn Colon, individuals, trading as E. & J. Distributing Company.

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission,

It is ordered, That James A. Purcell, a trial examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered, That the taking of testimony in this proceeding begin on Wednesday, February 20, 1946, at two o'clock in the afternoon of that day (eastern standard time), in Room 505, 45 Broadway, New York, New York.

Upon completion of testimony for the Federal Trade Commission, the trial examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The trial examiner will then close the case and make his report upon the facts; conclusions of fact; conclusions of law; and recommendation for appropriate action by the Commission.

By the Commission.

[SEAL] A. N. ROSS,
Acting Secretary.

[F. R. Doc. 46-2195; Filed, Feb. 7, 1946;
11:03 a. m.]

[Docket No. 5399]

I. PUKEL

ORDER APPOINTING TRIAL EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 6th day of February A. D. 1946.

In the matter of Isadore Pukel, an individual, trading as I. Pukel.

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission,

It is ordered, That James A. Purcell, a trial examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered, That the taking of testimony in this proceeding begin on Thursday, February 21, 1946, at ten o'clock in the forenoon of that day (eastern standard time), in Room 505, 45 Broadway, New York, New York.

Upon completion of testimony for the Federal Trade Commission, the trial examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The trial examiner will then close the case and make his report upon the facts; conclusions of fact; conclusions of law; and recommendation for appropriate action by the Commission.

By the Commission.

[SEAL] A. N. ROSS,
Acting Secretary.

[F. R. Doc. 46-2196; Filed, Feb. 7, 1946;
11:03 a. m.]

[Docket No. 5400]

SHERRY-MOORE GIFTS

ORDER APPOINTING TRIAL EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 6th day of February A. D. 1946.

In the matter of Elizabeth Scherer and Sherry Moore Scherer, individuals, trading as Sherry-Moore Gifts.

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission,

It is ordered, That James A. Purcell, a trial examiner of this Commission, be and hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered, That the taking of testimony in this proceeding begin on Thursday, February 21, 1946, at two o'clock in the afternoon of that day (eastern standard time), in Room 505, 45 Broadway, New York, New York.

Upon completion of testimony for the Federal Trade Commission, the trial examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The trial examiner will then close the case and make his report upon the facts; conclusions of fact; conclusions of law; and recommendation for appropriate action by the Commission.

By the Commission.

[SEAL] A. N. ROSS,
Acting Secretary.

[F. R. Doc. 46-2197; Filed, Feb. 7, 1946;
11:03 a. m.]

[Docket No. 5409]

MOGLEN MFG. CO.

ORDER APPOINTING TRIAL EXAMINER AND
FIXING TIME AND PLACE FOR TAKING TESTI-
MONY

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 6th day of February A. D. 1946.

In the matter of Moses Weiss, Irving Weiss, Fay Weiss, and Ann Weiss, individuals, trading as Moglen Manufacturing Company.

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission,

It is ordered, That James A. Purcell, a trial examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered, That the taking of testimony in this proceeding begin on Wednesday, February 20, 1946, at ten o'clock in the forenoon of that day (eastern standard time), in Room 505, 45 Broadway, New York, N. Y.

Upon completion of testimony for the Federal Trade Commission, the trial examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The trial examiner will then close the case and make his report upon the facts; conclusions of fact; conclusions of law; and recommendation for appropriate action by the Commission.

By the Commission.

[SEAL]

A. N. ROSS,
Acting Secretary.

[F. R. Doc. 46-2198; Filed, Feb. 7, 1946;
11:03 a. m.]

OFFICE OF ALIEN PROPERTY CUS-
TODIAN.

[Vesting Order 5680]

TATSUJI TAKAHIRO

In re: Bank account owned by Tatsuji Takahiro.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Tatsuji Takahiro, whose last known address is Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Tatsuji Takahiro, by Corn Exchange Bank Trust Company, 13 William Street, New York, New York, arising out of a dollar account, entitled Tatsuji Takahiro, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 22, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-2087; Filed, Feb. 6, 1946;
11:06 a. m.]

[Vesting Order 5681]

SHIGETOSHI TAKENAKA

In re: Bank account owned by Shigetoshi Takenaka.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Shigetoshi Takenaka, whose last known address is Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Shigetoshi Takenaka, by Corn Exchange Bank Trust Company, 13 William Street, New York, New York, arising out of a dollar account, entitled

Shigetoshi Takenaka, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 22, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-2088; Filed, Feb. 6, 1946;
11:07 a. m.]

[Vesting Order 5682]

EDMUND T. TESCH

In re: Bank account owned by Edmund T. Tesch.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Edmund T. Tesch, whose last known address is Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Edmund T. Tesch, by Manufacturers Trust Company, New York, New York, arising out of a Special Interest Account, Account Number 26031, entitled Edmund T. Tesch, maintained at the branch office of the aforesaid bank located at 149 Broadway, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 22, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-2089; Filed, Feb. 6, 1946; 11:07 a. m.]

[Vesting Order 5683]

A. P. TETENS

In re: Bank account owned by A. P. Tetens.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That A. P. Tetens, whose last known address is 652 Chidori-machi, Higashi-Chofu, Omori, Tokyo, Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to A. P. Tetens, by The National City Bank of New York, New York, New York, arising out of a Compound Interest Department Account, entitled A. P. Tetens, maintained at the branch office of the aforesaid bank located at 17 East 42nd Street, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 22, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-2090; Filed, Feb. 6, 1946; 11:07 a. m.]

[Vesting Order 5684]

LEONHARD TIETZ, A. G.

In re: Bank account owned by Leonhard Tietz Aktiengesellschaft.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Leonhard Tietz, Aktiengesellschaft, the last known address of which is Köln, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Leonhard Tietz Aktiengesellschaft, by Corn Exchange Bank Trust Company, 13 William Street, New York, New York, arising out of a coupon account, entitled Leonhard Tietz Aktiengesellschaft, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any

claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 22, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-2091; Filed, Feb. 6, 1946;
11:07 a. m.]

[Vesting Order 5685]

YUSUKE TSURUMI

In re: Bank account owned by Yusuke Tsurumi.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Yusuke Tsurumi, whose last known address is Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Yusuke Tsurumi, by Empire Trust Company, New York, New York, arising out of a dollar account, entitled Mr. Yusuke Tsurumi, maintained at the branch office of the aforesaid bank located at 580 Fifth Avenue, New York, New York, and any and all rights to demand, enforce and collect the same, is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing

of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 22, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-2092; Filed, Feb. 6, 1946;
11:07 a. m.]

[Vesting Order 5686]

NUBUO USAMI

In re: Bank account owned by Nubuo Usami.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Nubuo Usami, whose last known address is Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Nubuo Usami, by Corn Exchange Bank Trust Company, 13 William Street, New York, New York, arising out of a dollar account, entitled Nubuo Usami, and any and all rights to demand, enforce and collect the same, is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 22, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-2093; Filed, Feb. 6, 1946;
11:07 a. m.]

[Vesting Order 5687]

ELSA ABEGG-VOIGT

In re: Bank account owned by Elsa Abegg-Voigt.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Elsa Abegg-Voigt, whose last known address is c/o Siber, Hegner, Ltd., P. O. Box Central 19, Osaka, Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Elsa Abegg-Voigt, by The National City Bank of New York, New York, New York, arising out of a Checking Account, entitled Mrs. Elsa Abegg-Voigt, maintained at the branch office of the aforesaid bank located at 22 William Street, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires

that such person be treated as a national of a designated enemy country (Japan); And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 22, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-2094; Filed, Feb. 6, 1946;
11:08 a. m.]

[Vesting Order 5688]

MANFRED VON ARDENNE

In re: Bank account owned by Manfred von Ardenne.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Manfred von Ardenne, whose last known address is Jungfernstieg 19, Berlin-Lichterfelde Ost, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Manfred von Ardenne, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of a dollar checking account, entitled Mr. Manfred von Ardenne, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 22, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-2095; Filed, Feb. 6, 1946;
11:08 a. m.]

[Vesting Order 5689]

VON DER HEYDT KERSTEN & SOEHNE

In re: Bank account owned by Von der Heydt Kersten & Soehne.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Von der Heydt Kersten & Soehne, the last known address of which

is Post Box 646, Wuppertal-Elberfeld, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Von der Heydt Kersten & Soehne, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of a dollar checking account, entitled Von der Kersten & Soehne, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 22, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-2096; Filed, Feb. 6, 1946;
11:08 a. m.]

[Vesting Order 5690]

MRS. HELGA VON KUEGELGEN

In re: Bank account owned by Mrs. Helga von Kuegelgen.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Mrs. Helga von Kuegelgen, whose last known address is Starkenstrasse 28, Freiburg i. Br., Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Mrs. Helga von Kuegelgen, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of a dollar checking account, entitled Mrs. Helga von Kuegelgen, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall

have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 22, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-2097; Filed, Feb. 6, 1946; 11:08 a. m.]

[Vesting Order 5691]

W. ERNEST VON MARX

In re: Bank account owned by W. Ernest Von Marx.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That W. Ernest Von Marx, whose last known address is c/o Esplanade Hotel, Berlin, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to W. Ernest Von Marx, by The National City Bank of New York, New York, New York, arising out of a Compound Interest Department Account, entitled W. Ernest Von Marx, Special, maintained at the branch office of the aforesaid bank located at 17 East 42nd Street, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 22, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-2098; Filed, Feb. 6, 1946; 11:08 a. m.]

[Vesting Order 5692]

ZELLSTOFFFABRIK WALDHOF

In re: Bank account owned by Zellstofffabrik Waldhof.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Zellstofffabrik Waldhof, the last known address of which is Traubenstrasse 42, Berlin W8, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Zellstofffabrik Waldhof, by The National City Bank of New York, 55 Wall Street, New York, New York, arising out of a checking account, Account Number 808, entitled Zellstofffabrik Waldhof, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawful-

ness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 22, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-2099; Filed, Feb. 6, 1946;
11:08 a. m.]

[Vesting Order 5693]

ERNST WALLICH

In re: Bank account owned by Ernst Wallich.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Ernst Wallich, whose last known address is 26 Kitanocho, 1-Chome, Kobe, Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Ernst Wallich, by The National City Bank of New York, New York, New York, arising out of a checking account, entitled Ernst Wallich, maintained at the branch office of the aforesaid bank located at 22 William Street, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to

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be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 22, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-2100; Filed, Feb. 6, 1946;
11:09 a. m.]

[Vesting Order 5694]

M. M. WARBURG & Co.

In re: Bank account owned by M. M. Warburg & Co.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That M. M. Warburg & Co., the last known address of which is Ferdinand Str. 75, Postschliessfach 744, Hamburg, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to M. M. Warburg & Co., by Manufacturers Trust Company, 55 Broad Street, New York, New York, arising out of a dollar account, entitled M. M. Warburg & Co., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires

that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 22, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-2101; Filed, Feb. 6, 1946;
11:09 a. m.]

[Vesting Order 5695]

A. E. WASSERMANN

In re: Bank account owned by A. E. Wassermann.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That A. E. Wassermann, the last known address of which is Wilhelmplatz 7, Berlin W8, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to A. E. Wassermann, by The National City Bank of New York, 55 Wall Street, New York, New York, arising out of a checking account, Account Number 1353, entitled A. E. Wassermann, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 22, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-2102; Filed, Feb. 6, 1946;
11:09 a. m.]

[Vesting Order 5696]

WILLIAM WERTHNER AND HEDRICK
WERTHNER

In re: Bank account owned by William Werthner and/or Hedrick Werthner.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That William Werthner and Hedrick Werthner, whose last known ad-

dress is Germany, are nationals of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to William Werthner, and/or Hedrick Werthner, by Corn Exchange Bank Trust Company, New York, New York, arising out of a dollar account, entitled William or Hedrick Werthner, maintained at the branch office of the aforesaid bank located at Lexington Avenue and 60th Street, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 22, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-2103; Filed, Feb. 6, 1946;
11:09 a. m.]

[Vesting Order 5697]

WESTDEUTSCHE KAUFNOF, A. G.

In re: Bank account owned by Westdeutsche Kaufnof, A. G.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Westdeutsche Kaufnof, A. G., the last known address of which is Köln, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Westdeutsche Kaufnof, A. G., by Corn Exchange Bank Trust Company, 13 William Street, New York, New York, arising out of a coupon dollar account, entitled Westdeutsche Kaufnof, A. G., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall

have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 22, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-2104; Filed, Feb. 6, 1946;
11:09 a. m.]

[Vesting Order 5698]

HEINRICH WESTERSCHULTE

In re: Bank account owned by Heinrich Westerschulte.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Heinrich Westerschulte, whose last known address is c/o Deutsche Amerikanische Baumwoll-Import Gesellschaft Westerschulte, Wegenen & Co., Bremen, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to New York Cotton Exchange, by Chemical Bank & Trust Company, arising out of a dollar account, entitled New York Cotton Exchange for account of Heinrich Westerschulte, maintained at the main office of the aforesaid bank located at 165 Broadway, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Heinrich Westerschulte, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 22, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-2105; Filed, Feb. 6, 1946;
11:10 a. m.]

[Vesting Order 5699]

GISELA WOLF

In re: Bank account owned by Gisela Wolf.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Gisela Wolf, whose last known address is % Sternwarte, Heidelberg, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Gisela Wolf, by The National City Bank of New York, 55 Wall Street, New York, New York, arising out of a Compound Interest Department Account, Account Number A-1392, entitled Mrs. Gisela Wolf, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing

of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 22, 1946.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-2106; Filed, Feb. 6, 1946;
11:10 a. m.]

[Vesting Order 5700]

SUSUMU YAMAGUTI

In re: bank account owned by Susumu Yamaguti.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Susumu Yamaguti, whose last known address is Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Susumu Yamaguti, by Corn Exchange Bank Trust Company, 13 William Street, New York, New York, arising out of a dollar account, entitled Susumu Yamaguti, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an ap-

propriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 22, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-2107; Filed, Feb. 6, 1946;
11:10 a. m.]

[Vesting Order 5702]

KENROKU YOSHIWARA

In re: Bank account owned by Kenroku Yoshiwara.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Kenroku Yoshiwara, whose last known address is Japan, is a national of a designated enemy country (Japan);
2. That the property described as follows: That certain debt or other obligation owing to Kenroku Yoshiwara, by Corn Exchange Bank Trust Company, 13 William Street, New York, New York, arising out of a dollar account, entitled Kenroku Yoshiwara, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 22, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-2108; Filed, Feb. 6, 1946;
11:10 a. m.]

[Vesting Order 5703]

CARL ZEISS

In re: Bank account owned by Carl Zeiss.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian, after investigation:

1. Having found and determined in Vesting Order Number 138, dated August 28, 1942, that Carl Zeiss is a national of a designated enemy country (Germany);
2. Finding that the property described as follows: That certain debt or other obligation owing to Carl Zeiss, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of a dollar checking account, entitled Carl Zeiss, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national

of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 22, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-2109; Filed, Feb. 6, 1946;
11:10 a. m.]

[Vesting Order 5704]

CAMILLO ZIRN

In re: Bank account owned by Camillo Zirn.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Camillo Zirn, whose last known address is 26 Yamamoto-Dori, 2-Chome, Kobe-Ku, Kobe, Japan, is a national of a designated enemy country (Japan);
2. That the property described as follows: That certain debt or other obligation owing to Camillo Zirn, by The National City Bank of New York, New York, New York, arising out of a checking account, entitled Dr. Camillo Zirn, maintained at the branch office of the aforesaid bank located at 22 William Street, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 22, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-2110; Filed, Feb. 6, 1946;
11:10 a. m.]

[Dissolution Order 24]

CENTRAL MINING & SECURITIES CORP.

Whereas, by Vesting Order No. 1763, dated July 8, 1943 (8 Fed. Reg. 11493, August 19, 1943), the Alien Property Custodian vested all the issued and outstanding shares of the capital stock of Central Mining & Securities Corporation, a New York corporation; and

Whereas, Central Mining & Securities Corporation has been declared dissolved by proclamation of the Secretary of State of the State of New York; and

Whereas, Central Mining & Securities Corporation has been substantially liquidated under the supervision of the Alien Property Custodian,

Now, under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation:

1. Finding that the claims of all known creditors have been paid, except such claim, if any, as the Alien Property Custodian may have for money advanced or services rendered to, or on behalf of, the corporation; and

2. Having determined that it is in the national interest of the United States that the dissolution and liquidation proceedings with respect to said corporation be completed and that its assets be distributed;

hereby orders, that the officers and directors of Central Mining & Securities Corporation (to wit: Stanley B. Reid, President and Director, Robert Kramer, Secretary and Director, and Martin S. Watts, Treasurer and Director, and their successors, or any of them), continue the proceedings for the dissolution of Central Mining & Securities Corporation in accordance with the statutes of the State of New York in such case made and provided; and further orders, that the said officers and directors wind up the affairs of the corporation and distribute the assets thereof coming into their possession as follows:

(a) They shall first pay the current expenses and reasonable and necessary charges of winding up the affairs of said corporation and the dissolution thereof; and

(b) They shall then pay all known Federal, state and local taxes and fees owned by or accruing against the said corporation; and

(c) They shall then pay over, transfer, assign and deliver to the Alien Property Custodian all of the funds and property, if any, remaining in their hands after the payments as aforesaid, the same to be applied by him, first, in satisfaction of such claims, if any, as he may have for monies advanced or services rendered to or on behalf of the corporation, and second, as a liquidating distribution of assets to the Alien Property Custodian as holder of all the issued and outstanding stock of the corporation;

and further orders, that nothing herein set forth shall be construed as prejudicing the rights, under the laws of the State of New York, of any person who may claim against said corporation: *Provided, however*, That nothing herein contained shall be construed as creating additional rights in such persons; and such persons or any of them may file claims with the Alien Property Custodian against any funds or property received by the Alien Property Custodian and applied by him as a liquidating distribution of assets to the Alien Property Custodian as stockholder as above set forth; *Provided, however*, That any such claims against said corporation shall be filed with or presented to the Alien Property Custodian within the time prescribed for such claims by the statutes of the State of New York; and further orders, that all

actions taken and acts done by the said officers and directors of Central Mining & Securities Corporation, pursuant to this order and the directions contained herein, shall be deemed to have been taken and done in reliance on and pursuant to paragraph numbered (2) of subdivision (b) of section 5 of the Trading with the Enemy Act, as amended, and the acquittance and exculpation provided therein.

Executed at Washington, D. C. this 31st day of January 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-2111; Filed, Feb. 6, 1946;
11:11 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[SO 142, Order 21]

A. D. COOK, INC.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 21 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. A. D. Cook, Inc., Lawrenceburg, Indiana. Docket Nos. 6083-SO-142-246-14 and 6083-SO-142-136-64.

For the reasons set forth in an opinion, issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 2 of Supplementary Order No. 142, It is ordered:

(a) The maximum prices for sales of Deep Well Turbines, and parts therefor; Single-Stroke and Two-Stroke Reciprocating Type Pump Heads, and parts therefor; Farm Water Systems, and parts therefor; Water Well Supplies; and Strainers and Well Points by A. B. Cook, Inc., Lawrenceburg, Indiana, shall be determined as follows: The manufacturer shall multiply the maximum price which he had in effect on October 1, 1941, by 103.3%, and shall deduct from the resultant price all discounts and allowances which he had in effect to a purchaser of the same class on that date.

(b) The maximum prices for sales by resellers of Farm Water Systems and parts therefor manufactured by A. D. Cook, Inc., shall be determined as follows: The reseller shall multiply the maximum net price he had in effect to a purchaser of the same class just prior to the issuance of this order by 103.3%, in accordance with the adjustment granted the manufacturer by this order.

(c) The maximum prices for sales by resellers of Deep Well Turbines, and parts therefor; Single-Stroke and Two-Stroke Reciprocating Type Pump Heads, and parts therefor; Water Well Supplies; and Strainers and Well Points by A. D. Cook, Inc., shall be determined as follows: The reseller shall add to the maximum net price he had in effect to a purchaser of the same class, just prior to the issuance of this order, the amount, in dollars-and-cents, by which his net invoiced cost has been increased due to the adjustment granted the manufacturer by this order.

(d) A. D. Cook, Inc., shall notify each person who buys Farm Water Systems

and parts for resale of the percentage amount by which this order permits the reseller to increase his maximum net prices. A. D. Cook, Inc., shall also notify each person who buys Deep Well Turbines and parts therefor; Single-Stroke and Two-Stroke Reciprocating Type Pump Heads, and parts therefor; Water Well Supplies; and Strainers and Well Points for resale of the dollars-and-cents amounts by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington 25, D. C.

All requests not granted herein are denied.

This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective February 7, 1946.

Issued this 6th day of February 1946.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 46-2123; Filed, Feb. 6, 1946;
11:44 a. m.]

[SO 142, Order 22]

W. H. REISNER MANUFACTURING CO., INC.
ADJUSTMENT OF MAXIMUM PRICES

Order No. 22 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. The W. H. Reisner Manufacturing Company, Incorporated. Docket No. 6083-SO 142-136-13.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Supplementary Order No. 142; *It is ordered:*

(a) The maximum prices for sales of radio parts and electronic circuit parts by The W. H. Reisner Manufacturing Company, Incorporated, Hagerstown, Maryland, shall be determined under the provisions of section 19 (i) (3) of Revised Maximum Price Regulation 136, substituting for the percentage applicable to the part being priced the figure 10%, except in cases where the percentage figure for the part to be priced is higher than 10%.

(b) The maximum prices for sales by The W. H. Reisner Manufacturing Company, Incorporated of all other products which are covered by any of the regulations listed in Supplementary Order No. 142 shall be determined by multiplying by 110.5% the base date price for the products. The phrase in this order "base date price" shall mean prices frozen under the applicable regulations (by reference to published list prices and to prices for sales made during a defined period of time prior to a base date) except that for every product covered by this order, the base date to be used for establishing the frozen prices shall be October 1, 1941. The phrase does not include prices adjusted upward by industry-wide or individual adjustment orders.

(c) The maximum prices for sales by resellers of radio parts and electronic circuit parts manufactured by The W. H.

Reisner Manufacturing Company, Incorporated, shall be determined as follows: The reseller shall add to the maximum net price he had in effect to a purchaser of the same class on October 1, 1941, the amount, in percent, by which his net invoiced cost has been increased due to the adjustment granted the manufacturer by this order.

(d) The maximum prices for sales by resellers of all other products manufactured by The W. H. Reisner Manufacturing Company, Incorporated, shall be determined as follows: The resellers shall add to the maximum prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, the same dollar-and-cents amount as his net invoiced cost had been increased as a result of the adjustment granted the manufacturer by this order.

(e) The W. H. Reisner Manufacturing Company, Incorporated, shall notify each person who buys these products for resale of the amounts (percent for radio parts and electronic circuit parts; dollars and cents for all other products) by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington 25, D. C.

(f) All requests not granted herein are denied.

This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective February 7, 1946.

Issued this 6th day of February 1946.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 46-2124; Filed, Feb. 6, 1946;
11:44 a. m.]

[S. O. 142, Order 23]

C. H. DUTTON CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 23 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. The C. H. Dutton Company. Docket No. 6083-136.21-669.

For the reasons set forth in an opinion, issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 2 of Supplementary Order No. 142, *It is ordered:*

(a) The maximum prices for sales of Dutton Econotherm, Economizer, Econo-master, and Economist boilers by the C. H. Dutton Company, Kalamazoo 6, Michigan, shall be determined as follows:

The manufacturer shall multiply by 103.2% the maximum prices in effect to a purchaser of the same class just prior to the issuance of this order.

(b) The maximum prices for sales of these products by resellers shall be determined as follows: The reseller shall add to the maximum net price he had in effect to a purchaser of the same class, just prior to the issuance of this order, the amount, in dollars-and-cents, by which his net invoiced cost has been increased due to the adjustment granted the manufacturer by this order.

(c) The C. H. Dutton Company shall notify each person who buys these products for resale of the dollars-and-cents by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington 25, D. C.

(d) All requests not granted herein are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective February 7, 1946.

Issued this 6th day of February 1946.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 46-2125; Filed, Feb. 6, 1946;
11:45 a. m.]

[MPR 188, Order 4848]

EMPIRE LAMP CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Empire Lamp Company, 206 Harrison Avenue, Lodi, N. J.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
Metal table lamp.....	500	\$3.40	\$4.00	\$7.20
3-way torchiere (base only).....	100	8.08	9.50	17.10
3-way floor lamp.....	200	7.61	8.95	16.10

These maximum prices are for the articles described in the manufacturer's application dated January 21, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price

Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model Number -----
OPA Retail Ceiling Price—\$-----
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 7th day of February 1946.

Issued this 6th day of February 1946.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 46-2126; Filed, Feb. 6, 1946;
11:45 a. m.]

[MPR 580, Amdt. 1 to Order 140]

MONUMENT MILLS

ESTABLISHMENT OF MAXIMUM PRICES

MPR No. 580, Amendment 1 to Order No. 140. Establishing ceiling prices at retail for certain articles. Docket No. 6063-580-13-480.

For the reasons set forth in an opinion issued simultaneously herewith, Order No. 140 under section 13 of Maximum Price Regulation 580 is amended as follows:

1. Paragraph (a) is amended by adding the following ceiling prices at retail for the articles described below:

Style No.	Size	Manufacturer's unadjusted selling price ¹	Retail ceiling price
May Day.....	Twin.....	\$3.25	\$4.98
	Double.....	3.25	4.98
Window Pane.....	Twin.....	3.60	5.98
	Double.....	3.60	5.98
Irene.....	Twin.....	4.00	5.98
	Double.....	4.00	5.98
Starlight.....	Twin.....	4.29	6.98
	Double.....	4.29	6.98
Sea Horse.....	Twin.....	4.29	6.98
	Double.....	4.29	6.98
Hopscotch.....	Twin.....	4.35	6.98
	Double.....	4.35	6.98
Milky Way.....	Twin.....	3.34	5.98
	Double.....	3.97	6.98
Diagonal Twin.....	Twin.....	4.00	6.98
	Double.....	4.79	7.98

¹ Manufacturer's Unadjusted Selling Price means the manufacturer's selling price prior to any adjustments permitted under Supplementary Order 131 after the effective date of this order.

2. Paragraph (b) is amended to read as follows:

(b) The retail ceiling price of an article stated in paragraph (a) shall apply to any other article of the same type, having the same unadjusted selling price to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this order.

3. Paragraph (e) is amended by removing the period at the end of the paragraph and adding thereon the words "and any amendment issued thereunder."

In all other respects the provisions contained in the order remain in full force and effect and are applicable to this amended order.

This amendment shall become effective February 7, 1946.

Issued this 6th day of February 1946.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 46-2128; Filed, Feb. 6, 1946;
11:45 a. m.]

[MPR 591, Rev. Order 78]

J. A. ZURN MANUFACTURING CO.

ADJUSTMENT OF MAXIMUM PRICES

Revised Order 78 under section 16 (b) (1) of Maximum Price Regulation 591. Adjustment of maximum prices for plumbing drainage staples and fittings manufactured by the J. A. Zurn Manufacturing Company of Erie, Pennsylvania. 6075-591.16-62.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 16 (b) (1) of Maximum Price Regulation No. 591, it is ordered:

(a) Adjustment of maximum prices for the J. A. Zurn Manufacturing Company of Erie, Pennsylvania. (1) The J. A. Zurn Manufacturing Company may increase its maximum prices in effect prior to October 28, 1945 to each class of purchaser for its line of plumbing drainage staples and fittings by 11.7 percent.

(2) The maximum prices as determined under (a) (1) above are subject to cash discounts and transportation allowances that were extended or rendered on plumbing drainage staples and fittings during March 1942.

(b) Maximum prices for resellers. Any reseller of the plumbing drainage staples and fittings for which adjustment is granted the manufacturer in (a) above may increase its maximum prices in effect prior to October 28, 1945 by the actual dollars-and-cents increase in cost to him resulting from the adjustment granted the manufacturer by this order.

(c) Notification to all purchasers. The J. A. Zurn Manufacturing Company shall send the following notice to every purchaser at or before the time of the first billing after this order is put into effect:

Revised Order No. 78 under Section 16 (b) (1) of Maximum Price Regulation No. 591 provides for a 11.7 percent increase in the maximum prices for the line of plumbing drainage staples and fittings manufactured by the J. A. Zurn Manufacturing Company. Any reseller may add to his maximum prices in effect prior to October 28, 1945, the actual dollars-and-cents increase in cost to him resulting from the adjustment granted the manufacturer by this order.

(d) All prayers of the application of the J. A. Zurn Manufacturing Company not granted in this order are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective February 7, 1946.

Issued this 6th day of February 1946.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 46-2129; Filed, Feb. 6, 1946;
11:46 a. m.]

[MPR 478, Order 163]

HOOD RUBBER CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 10 of Maximum Price Regulation 478, it is ordered:

(a) The maximum price for sales of the following coated fabric manufactured by the Hood Rubber Company, Watertown 72, Massachusetts, shall be as follows:

Style No. 576, 38" Plastic Binding, 40" 80 x 80 4.00 sheeting, dyed, coated with approximately 10 dry ounces of vinyl coating per linear yard, embossed: \$1.12 per linear yard.

(b) With or prior to the first delivery of the coated fabric covered by this order, to any person other than a manufacturer, the seller shall notify such person in writing of the specific maximum price applicable to his resale of this coated fabric which is the maximum price set forth in paragraph (a) above.

(c) All provisions of Maximum Price Regulation 478 not inconsistent with this order shall apply to sales covered by this order.

(d) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective February 7, 1946.

Issued this 6th day of February 1946.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 46-2127; Filed, Feb. 6, 1946;
11:45 a. m.]

[MPR 591, Order 276]

WILLIAM M. WILSON'S SONS, INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed

with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, It is ordered:

(a) The maximum prices, for sales by any person of the following $\frac{3}{4}$ " Barrel Faucets manufactured by William M. Wilson's Sons, Inc., and as described in its application dated December 26, 1945, shall be:

ON SALES TO CONSUMERS

Model	Each
F-100- $\frac{3}{4}$ " barrel faucet, die cast spout, cast iron body-pressed steel handle	\$0.78
In quantities of 12 to 143	.76
In quantities of 144 or more	.74

(b) The maximum net price f. o. b. point of shipment for sales by any person to jobbers in any quantity shall be:

Model	Each
F-100- $\frac{3}{4}$ " barrel faucet, die cast spout, cast iron body-pressed steel handle	\$0.50

(c) The maximum prices established by this order shall be subject to discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(d) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective February 7, 1946.

Issued this 6th day of February 1946.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 46-2130; Filed, Feb. 6, 1946;
11:46 a. m.]

[MPR 591, Order 277]

EXTENSION DRAWER SUPPORT CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, It is ordered:

(a) *Manufacturers' maximum prices.*
(1) The maximum list prices, f. o. b. point of shipment, for sales of the following extension drawer supports manufactured by the Extension Drawer Support Company and as described in the application dated December 6, 1945, which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Item	List price (each)
Extension drawer support:	
Model 1	\$1.00
Model 2	.90
Model 3	.80
Model 4	.70
Model 5	.60
Model 6	.55

(2) The list prices set forth in (a) (1) above are subject to the following discounts:

On sales to jobbers	Percent
On sales to jobbers	60
On sales to retailers	40

(b) The maximum prices for sales by jobbers and retailers of the following extension drawer supports manufactured by the Extension Drawer Support Company, shall be:

Item	On sales to retailers	On sales to consumers
Extension drawer support:		
Model 1	\$0.60	\$1.00
Model 2	.54	.90
Model 3	.48	.80
Model 4	.42	.70
Model 5	.36	.60
Model 6	.33	.55

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities within the same general category during March 1942.

(d) Each seller covered by this order, except a retailer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective February 7, 1946.

Issued this 6th day of February 1946.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 46-2131; Filed, Feb. 6, 1946;
11:47 a. m.]

[MPR 591, Order 278]

SPOKANE ENGINEERING CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591: It is ordered:

(a) The maximum prices delivered, for sales by any person to consumers of the following Pressed Steel and Fabricated Steel Handwheels for Valves manufactured by Spokane Engineering Company and as described in the application dated December 4, 1945, shall be:

Size (inches)	Description of handwheel	On sales to consumers
		Each
2 1/2	Pressed steel, galvanized	\$0.26
3	do.	.30
3 1/2	do.	.34
4	Fabricated steel and pipe-baked enamel finish	1.94
5	do.	2.04
6	do.	2.12
7	do.	2.36
8	do.	2.42
9	do.	2.52
10	do.	2.90
11	do.	3.50
12	do.	3.70
14	do.	4.26
16	do.	4.26
18	do.	6.80
20	do.	7.58
22	do.	7.90
24	do.	8.50

(b) The maximum net prices, f. o. b. point of shipment, for sales by any person to manufacturers shall be the maximum prices specified in (a) above less a discount of 57 1/2 percent.

(c) The maximum net prices, f. o. b. point of shipment, for sales by any person to jobbers shall be the maximum prices specified in (a) above less a discount of 50 percent.

(d) The maximum net prices, f. o. b. point of shipment for sales by any person to dealers shall be the maximum prices specified in (a) above less a discount of 33 1/2 percent.

(e) The maximum prices established by this order shall be subject to such further discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(f) The maximum price on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251, as amended.

(g) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers except dealers upon resale.

(h) The Spokane Engineering Company shall attach to each pressed steel and/or Fabricated Steel Handwheel covered by this order, a tag containing the following:

OPA Maximum Retail Price Not
Installed \$-----

(i) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective February 7, 1946.

Issued this 6th day of February 1946.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 46-2132; Filed, Feb. 6, 1946;
11:47 a. m.]

[MPR 591, Order 279]
FERGUS FOUNDRY CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; It is ordered:

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the door latch manufactured by the Fergus Foundry Company and as described in the application dated November 23, 1945, which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

On sales to jobbers (per doz.)	On sales to retailers (per doz.)
\$4.85	\$6.30

(b) The maximum price for sales by any person to consumers of the door latch manufactured by the Fergus Foundry Company, shall be: 75 cents each.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities within the same general category during March 1942.

(d) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, upon resale.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective February 7, 1946.

Issued this 6th day of February 1946.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 46-2133; Filed, Feb. 6, 1946;
11:47 a. m.]

[MPR 591, Order 280]

HOLLY HEATING AND MANUFACTURING CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, it is ordered:

(a) *Manufacturer's maximum price.*

(1) The maximum list prices, f. o. b. point of shipment, for sales by the Holly Heating and Manufacturing Company of the following furnaces manufactured by it and as described in its various applications which are on file with the Building Materials Price Branch, Office of Price

No. 28—6

Administration, Washington 25, D. C., shall be:

Model number:	List price (each)
32 F.....	\$65.50
32 D.....	78.00
45 F.....	83.50
45 D.....	100.00
57 D.....	109.00
58 W.....	105.50

(2) The maximum list prices set forth in (a) above are subject to the following discounts:

	Percent
On sales to jobbers.....	40-20
On sales to dealers.....	40

(b) *Jobber's and dealer's maximum prices.*—(1) *Jobber's maximum prices.* The maximum prices for sales by jobbers of the following items, shall be:

Model No.	On sales to dealers	On sales to consumers
	Each	Each
32F.....	\$39.30	\$65.50
32D.....	46.80	78.00
45F.....	50.10	83.50
45D.....	60.00	100.00
57D.....	65.40	109.00
58W.....	63.30	105.50

(2) *Dealer's maximum prices.* The maximum prices for sales by retailers of the following items, shall be:

Model No.:	On sales to consumers (each)
32 F.....	\$65.50
32 D.....	78.00
45 F.....	83.50
45 D.....	100.00
57 D.....	109.00
58 W.....	105.50

(c) The maximum prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(d) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective February 7, 1946.

Issued this 6th day of February 1946.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 46-2134; Filed, Feb. 6, 1946;
11:47 a. m.]

[MPR 591, Order 281]

J. AND S. MANUFACTURING CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed

with the Division of the Federal Register and pursuant to section 9 and Amendment 5 to Order No. 48 under section 22 of Maximum Price Regulation No. 591, It is ordered:

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person to dealers of the following Chrome Plated Brass Shower Head manufactured by J. and S. Manufacturing Company, North Agawan, Massachusetts and as described in the application dated October 22, 1945, shall be:

No. 312—Chrome plated brass shower head—1¼" width, 3½" length: \$1.20 each.

(b) The maximum net price, f. o. b. point of shipment, for sales by any person to jobbers shall be:

No. 312—Chrome plated brass shower head—1¼" width, 3½" length: \$0.90.

(c) The maximum net prices established by this order shall be subject to discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(d) The maximum price for sales on an installed basis of the commodity covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251, as amended.

(e) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale.

(f) The maximum prices fixed by this order reflect the increases permitted by section 2.6 of Order 48 under Maximum Price Regulation No. 591 and may not be further increased under that order.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective February 7, 1946.

Issued this 6th day of February 1946.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 46-2135; Filed, Feb. 6, 1946;
11:48 a. m.]

[MPR 591, Order 282]

FORREST MANUFACTURING CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, It is ordered:

(a) The maximum prices, for sales by any person of the following Standard Tank Ball-cocks manufactured by Forrest Manufacturing Company and as described in its application dated November 12, 1945, shall be:

(1) On sales to consumers.

No. SBC-5—Standard brass ball-cock:
 (With float rod).....\$1.33
 (Less float rod).....1.29

(2) On sales to plumbing and heating contractors, installers, commercial and industrial users.

No. SBC-5—Standard brass ball-cock:
 (With float rod).....\$1.00
 (Less float rod).....0.97

(3) On sales to plumbing and heating jobbers.

No. SBC-5—Standard brass ball-cock:
 (With float rod).....\$0.73
 (Less float rod).....0.705

(b) The maximum prices specified in (a) above shall be f. o. b. point of manufacture, except on sales to consumers, plumbing and heating contractors, installers, commercial and industrial users.

(c) The maximum prices specified in (a) above on sales to consumers, plumbing and heating contractors, installers, commercial and industrial users, shall be on a delivered basis.

(d) The maximum prices established by this order shall be subject to discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(e) The maximum prices for sales on an installed basis of the commodity covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251, as amended.

(f) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers except retailers upon resale.

(g) Forrest Manufacturing Company shall attach a tag to each standard tank ball-cock containing the following:

OPA Maximum Consumer Price—\$-----
 Not Installed

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective February 7, 1946.

Issued this 6th day of February 1946.

CHESTER BOWLES,
 Administrator.

[F. R. Doc. 46-2136; Filed, Feb. 6, 1946;
 11:48 a. m.]

[MPR 591, Order 283]

FORREST MANUFACTURING CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 and Amendment 5 to Order No. 48 under section 22 of Maximum Price Regulation No. 591; It is ordered:

(a) The maximum list price, f. o. b. point of shipment, for sales by any person to plumbing and heating contractors, installers, and commercial and industrial users of the following Swing Spout Faucets manufactured by Forrest Manufacturing Company, San Gabriel, California and as described in its application dated December 13, 1945, shall be:

No. VKSP-50—Chrome plated brass swing spout faucet, streamline, less soap dish: \$5.80.

(b) The maximum net price f. o. b. point of shipment for sales by any person to jobbers shall be the maximum price specified in (a) above less successive discounts of 20-5 percent.

(c) The maximum prices established by this order for sales by the Forrest Manufacturing Company shall be f. o. b. point of manufacture with actual freight allowed up to \$1.50 per cwt on shipments of 100 pounds or more.

(d) The maximum prices established by this order shall be subject to such further discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(e) The maximum prices for sales on an installed basis of the commodity covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251, as amended.

(f) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale.

(g) The maximum prices fixed by this order reflect the increases permitted by section 2.6 of Order 48 under Maximum Price Regulation No. 591 and may not be further increased under that order.

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective February 7, 1946.

Issued this 6th day of February 1946.

CHESTER BOWLES,
 Administrator.

[F. R. Doc. 46-2137; Filed, Feb. 6, 1946;
 11:48 a. m.]

[Order 99 Under Order 375 Under 3 (b)]

DAVID W. ECCLES

AUTHORIZATION OF MAXIMUM PRICES

Order No. 99 under Order No. 375 of § 1499.3 (b) of the General Maximum Price Regulation. David W. Eccles, Docket No. 6035:2-GMPR-ORD 375-342.

For the reasons set forth in an opinion issued simultaneously herewith, it is ordered that:

Authorization of maximum prices governing sales of Ocean House Shrimp Salad, packed in 16-ounce, waxed, sealed,

cardboard containers manufactured by David W. Eccles, 454 Randolph Street, Pomona, California. (a) The maximum prices for the sales indicated below of Ocean House Shrimp Salad, packed in waxed, sealed, cardboard containers, 16 ounces net, manufactured by David W. Eccles, 454 Randolph Street, Pomona, California, shall be as follows:

(1) From David W. Eccles to retailers per one 16-ounce package.....\$0.41
 (2) From retailers to consumers per one 16-ounce package......53

(b) The maximum prices established in this order are the highest prices for which Ocean House Shrimp Salad may be sold by the respective sellers. All sellers shall reduce the above appropriate maximum prices by applying their customary discounts, allowances and price differentials applied in sales of comparable competitive commodities.

(c) David W. Eccles shall mail or otherwise supply to its purchasers at the time of or prior to the first delivery to such purchaser, a written notice as follows:

The Office of Price Administration has authorized us to sell to retailers our Ocean House Shrimp Salad packed in sealed, waxed, cardboard containers, 16 ounces, net, at a maximum price of \$0.41 per container, delivered. Retailers are authorized to sell this item to consumers at a maximum price of \$0.53 per container.

(d) Not later than six months from the date of this order, David W. Eccles, shall file a report with the National Offices of the Office of Price Administration containing actual direct production costs experienced during a period of at least three months operation.

This order may be revoked or amended at any time by the Price Administrator.

NOTE: This action has the prior written approval of the Secretary of Agriculture (10 F.R. 8419, 9419, 10961).

This Order No. 99 shall become effective February 7, 1946.

Issued this 6th day of February 1946.

CHESTER BOWLES,
 Administrator.

[F. R. Doc. 46-2164; Filed, Feb. 6, 1946;
 4:40 p. m.]

[Rev. SO 119, Order 70]

CHICAGO ELECTRIC MFG. CO.

ADJUSTMENT OF CEILING PRICES

For reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, It is ordered:

(a) This order establishes ceiling prices for the sale of the model X-L-4 washing machine manufactured by the Chicago Electric Manufacturing Company, 6333 West 65th Street, Chicago, Illinois.

(1) The manufacturer shall determine his ceiling prices for each machine in accordance with the provisions of sections 3 and 5 of Maximum Price Regulation No. 86, except that he shall increase his ceiling price to each class of cus-

tomer by 14.35% instead of the 7.7% provided in Section 5.

(2) Distributors shall determine their ceiling price for the sale of each washer to dealers in accordance with the provisions of Section 15 except that a distributor pricing under rules 5 and 6 shall add to the price determined under these rules for each machine an amount no greater than \$0.58.

(3) The retail ceiling price for sales by dealers in each zone for the model X-L-4 are as follows:

Ceiling Prices for Sales to Consumers

Zone 1: \$18.55 each. Zone 2: \$20.55 each.

These ceiling prices are subject to each seller's customary terms, discounts, allowances and other price differentials in effect on sales on similar articles.

(b) For purposes of this order Zones 1 and 2 comprise the following states:

Zone 1. Maine, New Hampshire, Vermont, New York, Massachusetts, Connecticut, Rhode Island, New Jersey, Pennsylvania, Delaware, Maryland, West Virginia, Kentucky, Virginia, District of Columbia, Ohio, Michigan, Indiana, Wisconsin, Illinois, Minnesota, Iowa, Missouri, North Dakota, Nebraska, Kansas, South Dakota.

Zone 2. North Carolina, Tennessee, South Carolina, Georgia, Alabama, Mississippi, Florida, Arkansas, Louisiana, Oklahoma, Texas, Montana, Wyoming, Colorado, New Mexico, Idaho, Utah, Arizona, Washington, Oregon, Nevada, California.

(c) At the time of or prior to the first invoice to each distributor the manufacturer shall notify him of the method of determining distributors ceiling prices established by this order for resales by the distributors. This notice may be given in any convenient form.

(d) All the provisions of Maximum Price Regulation No. 86 continue to apply to all sales and deliveries of machines covered by this order, except to the extent that those provisions are modified by this order.

(e) Unless the context requires otherwise, the definitions set forth in the various sections of Maximum Price Regulation No. 86 shall apply to the terms used herein.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 6th day of February 1946.

Issued this 6th day of February 1946.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 46-2167; Filed, Feb. 6, 1946;
4:40 p. m.]

[SO 133, Order 18]

GLENWOOD RANGE CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Supplementary Order No. 133, it is ordered:

(a) *Manufacturer's ceiling prices.* The Glenwood Range Company, Taunton, Massachusetts, may increase its ceiling prices for the coal ranges which it man-

ufactures by 8 percent of each such ceiling price.

(b) *Ceiling prices of purchasers for resale.* Purchasers for resale of such articles which the manufacturer has sold at ceiling prices adjusted under this order shall determine their resale ceiling prices, as follows:

(1) A purchaser for resale who delivered or offered for delivery during March 1942 an article which meets the definition of "most comparable article" contained in § 1499.3 (a) of the General Maximum Price Regulation, except that it need not be currently offered for sale, shall determine his resale ceiling price by adding to his invoice cost the same markup which he had on that comparable article, according to the method and procedure set forth in that section.

The determination of a resale ceiling price in this way need not be reported to the Office of Price Administration. Each seller, however, must keep complete records showing all the information called for by O.P.A. Form 620-759 with regard to how he determined his resale ceiling price for inspection by the Office of Price Administration, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(2) If the purchaser for resale cannot determine his resale ceiling price under the above method, he shall apply to the Office of Price Administration for the establishment of his ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Resale ceiling prices established under that section will reflect the supplier's prices adjusted in accordance with this order.

(c) *Notification.* At the time of or prior to the first invoice to a purchaser for resale showing a price adjusted in accordance with this order, the seller shall notify the purchaser in writing of the methods established in paragraph

(b) of this order for determining adjusted ceiling prices for resales of ranges covered by this order. This notice may be given in any convenient form.

(d) *Reports to be filed.* The manufacturer shall file the report described in section 5 of Supplementary Order No. 133 with the Office of Price Administration, Washington 25, D. C.

(e) *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

(f) *Effective date.* This order shall become effective on the 6th day of February 1946.

Issued this 6th day of February 1946.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 46-2169; Filed, Feb. 6, 1946;
4:39 p. m.]

[SO 133, Order 19]

GLENWOOD RANGE CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Supplementary Order No. 133, it is ordered:

(a) The Glenwood Range Company, Taunton, Massachusetts, may increase by 8 percent its ceiling prices for the five models of gas ranges, bungalow ranges and coal and gas combination ranges listed in paragraph (b) below which it manufactures.

(b) For sales in each zone by retail dealers to ultimate consumers of the five models of ranges listed below the ceiling prices, including the Federal excise tax but not including any state or local taxes imposed at the point of sale are as follows:

Model	Article	Ceiling prices for sales to ultimate consumers—			
		Zone 1	Zone 2	Zone 3	Zone 4
10-355.....	Gas range.....	Each \$121.75	Each \$125.50	Each \$127.95	Each \$132.50
37-143.....	Bungalow range.....	180.25	184.95	188.75	194.95
37-143-O.....	do.....	209.25	213.75	217.25	222.95
318-83-T.....	Combination range.....	236.95	241.95	245.75	252.25
621-ST.....	do.....	239.50	247.25	253.25	263.25

These prices include delivery and installation. If the retail dealer does not provide installation, he shall compute his ceiling price by deducting \$9.00 in the case of bungalow and combination ranges and \$6.00 in the case of gas ranges not of the bungalow or combination type from his ceiling price as shown above for sales on an installed basis. If the dealer furnishes Model 37-143 or Model 37-143-0 equipped with a heat control, he may add \$10.50 to the applicable ceiling price listed above for the particular range. In all other respects these prices are subject to each seller's customary terms, discounts, allowances (other than trade-in allowances), and other price differentials in effect on sales of similar articles.

(c) The manufacturer shall, before delivering any range covered by this or-

der, after the effective date thereof, attach securely to the inside oven door panel a label which plainly states the O. P. A. retail ceiling prices established by this order for sales of the range to ultimate consumers in each zone together with a list of the states included in each zone, and, in the case of Model 37-143 and Model 37-143-0 that \$10.50 may be added to the applicable ceiling price shown if the range is sold equipped with a heat control. The label shall also state that the retail prices shown thereon include the Federal excise tax, delivery and installation and that if the seller does not provide installation the ceiling price is \$9.00 less than the price shown on the label if the range is of the bungalow or combination type and \$6.00 less than the price shown on the label if the range is not of the bungalow or combination type.

(d) For purposes of this order Zones 1, 2, 3, and 4 comprise the following states:

Zone 1. Massachusetts, Connecticut and Rhode Island.

Zone 2. Maine, New Hampshire, Vermont, New York, Pennsylvania, New Jersey, West Virginia, Maryland, Delaware, District of Columbia, Virginia, Kentucky, Tennessee, North Carolina, South Carolina, Alabama, Georgia, Michigan, Illinois, Indiana and Ohio.

Zone 3. Florida, Wisconsin, Mississippi, Minnesota, Iowa, Missouri, Arkansas, Louisiana, North Dakota, South Dakota, Nebraska, Kansas, Oklahoma and Texas.

Zone 4. Montana, Wyoming, Colorado, New Mexico, Idaho, Utah, Arizona, Nevada, Washington, Oregon and California.

(e) The manufacturer shall file with the Office of Price Administration, Washington 25, D. C. the report described in section 5 of Supplementary Order No. 133.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective on the 6th day of February 1946.

Issued this 6th day of February 1946.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 46-2170; Filed, Feb. 6, 1946;
4:40 p. m.]

[MPR 64, Order 255]

WESTINGHOUSE ELECTRIC CORP.

APPROVAL OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 11 of Maximum Price Regulation No. 64; *It is ordered:*

(a) This order establishes ceiling prices for sales of the Models No. B-64-46, D-64-46, and E-64-46 electric ranges manufactured by the Westinghouse Electric Corporation, 246 East Fourth Street, Mansfield, Ohio.

(1) For sales by wholesale distributors to retail dealers the ceiling prices, including the Federal excise tax, are those set forth below:

Model	Ceiling prices for sales to retail dealers	
	In quantities of 1 to 4	In quantities of 5 or more
B-64-46	Each \$161.26	Each \$146.22
D-64-46	106.32	96.40
E-64-46	83.93	79.63

These ceiling prices are f. o. b. seller's city. When, however, shipment is made directly from the factory to the retail dealer pursuant to the wholesale distributor's order, the above prices are freight prepaid. A wholesale distributor who, at the request of the dealer, provides the consumer with delivery, installation and any service necessary in connection with the sale of the range may make an additional charge per range (which must be separately stated)

no greater than the differential he had in effect during March 1942, for a similar sale on a similar basis or, if he had no such differential in March 1942, no greater than the differential charged for such servicing by his closest seller of the same class who had such a differential. In all other respects these ceiling prices are subject to each seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(2) For sales by retail dealers to ultimate consumers the ceiling prices including the Federal excise tax but not including any state or local taxes imposed at the point of sale are those set forth below:

Model	Ceiling prices for sales to ultimate consumers (each)
B-64-46	\$236.50
D-64-46	155.95
E-64-46	122.95

These ceiling prices include delivery, a one year warranty, and installation where the installation requires only that the range be connected to electric facilities to be provided by the purchaser and such connection does not require any additional materials. If a range cord set (customarily referred to in the industry as a "pigtail") is required and is furnished by the retail dealer, he may add \$3.50 to the above OPA retail ceiling price. In all other respects these ceiling prices are subject to each seller's customary terms, discounts, allowances, and other price differentials in effect on sales of similar articles.

(b) At the time of or prior to the first invoice to each purchaser for resale at wholesale after the effective date of this order, the manufacturer shall notify the purchaser of the ceiling prices established by this order for resales by the purchaser. This notice may be given in any convenient form.

(c) The manufacturer, before shipping any range covered by this order to a purchaser for resale, shall attach securely to the outside panel of the oven door of each range a label which contains all the following information:

1. The model number of the range.
2. Its OPA retail ceiling price.
3. A statement that the ceiling price shown includes the Federal excise tax, delivery, a one year warranty and installation where the installation requires only that the range be connected to the electric facilities provided by the purchaser and such connection does not require any additional materials.
4. A statement that if the installation requires the use of a range cord set (customarily referred to in the industry as a "pigtail") and such a set is furnished by the retail dealer, he may add \$3.50 to the OPA retail ceiling price of the range.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 6th day of February 1946.

Issued this 6th day of February 1946.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 46-2166; Filed, Feb. 6, 1946;
4:39 p. m.]

[MPR 64, Order 256]

KALAMAZOO STOVE & FURNACE CO.

APPROVAL OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 11 of Maximum Price Regulation No. 64; *It is ordered:*

(a) This order establishes ceiling prices for sales of the Model UL 2 gas range manufactured by the Kalamazoo Stove & Furnace Company, Kalamazoo, Michigan.

(1) For sales by wholesale distributors to retail dealers the ceiling price is \$67.31 each. This price includes delivery and the Federal excise tax. In all other respects this ceiling price is subject to each seller's customary terms, discounts, allowances, and other price differentials in effect on sales of similar articles.

(2) For sales by retail dealers to ultimate consumers the ceiling price including the Federal excise tax but not including any state or local taxes imposed at the point of sale is \$110.75 each. This ceiling price includes delivery and installation. If the retail dealer does not provide installation he shall compute his ceiling price by subtracting \$6.00 from his ceiling price as stated above for his sales on an installed basis. In all other respects these prices are subject to each seller's customary terms, discounts, allowances (other than trade-in allowances) and other price differentials in effect on sales of similar articles.

(b) At the time of, or prior to the first invoice to each purchaser for resale at wholesale after the effective date of this order, the manufacturer shall notify the purchaser of the ceiling prices and conditions set by this order for resales by the purchaser. This notice may be given in any convenient form.

(c) The manufacturer shall before delivering any stove covered by this order after the effective date thereof, attach securely to the inside oven door panel a label containing all the following information:

1. The model number of the range.
2. Its OPA retail ceiling price.
3. A statement that the ceiling prices shown include the Federal excise tax, delivery and installation.
4. A statement that if the retail seller does not provide installation, his ceiling price is \$6.00 less than the ceiling price shown on the label.
5. A statement that the label may not be removed until after the range is sold to an ultimate consumer.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 6th day of February 1946.

Issued this 6th day of February 1946.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 46-2166; Filed, Feb. 6, 1946;
4:39 p. m.]

Regional and District Office Orders.

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register February 4, 1946.

Region II

Pittsburgh Order 9-F, Amendment 1, covering fresh fruits and vegetables in certain counties in Pittsburgh. Filed 10:09 a. m.

Pittsburgh Order 11-F, covering fresh fruits and vegetables in all of Erie and Warren county, Pennsylvania. Filed 10:09 a. m.

Pittsburgh Order 13-F, covering fresh fruits and vegetables in the counties of Crawford, Forest and Venango. Filed 10:10 a. m.

Pittsburgh Order 3-C, Amendment 1, covering poultry in Allegheny county, Penna. Filed 10:10 a. m.

Scranton Order 2-C, Amendment 2-C, Amendment 2, covering poultry in the City of Scranton and Borough of Dunmore in Lackawanna county, Pennsylvania. Filed 10:10 a. m.

Syracuse Order 6-F, covering fresh fruits and vegetables in cities of Watertown, Syracuse, and Utica and their free delivery zones, New York. Filed 10:10 a. m.

Syracuse Order 2-C, covering poultry in Broome and Tioga counties, New York. Filed 10:11 a. m.

Syracuse Order 3-C, Amendment 1, covering poultry in certain areas in New York. Filed 10:11 a. m.

Syracuse Order 3-C, covering poultry in certain areas in New York. Filed 10:11 a. m.

Region III

Cincinnati Order 10-F, Amendment 27, covering fresh fruits and vegetables in Franklin, Logan and Muskingum counties, Ohio. Filed 10:11 a. m.

Cincinnati Order 11-F, Amendment 27, covering fresh fruits and vegetables in certain counties in Ohio. Filed 10:11 a. m.

Cincinnati Order 16, Amendment 19, covering dry groceries in certain counties in Ohio. Filed 10:12 a. m.

Cincinnati Order 1-O, Amendment 10, covering eggs in Hamilton and Montgomery counties, Ohio. Filed 10:12 a. m.

Cincinnati Order 4-O, Amendment 3, covering eggs in certain counties in Ohio. Filed 10:12 a. m.

Cincinnati Order 4-O, Amendment 5, covering eggs in certain counties in Ohio. Filed 10:13 a. m.

Cincinnati Order 4-C, Amendment 1, covering poultry in certain counties in Ohio. Filed 10:12 a. m.

Cleveland Order 3-F and 3-F (Appendix A), Amendments 30 and 32, covering fresh fruits and vegetables in certain counties and townships in Ohio. Filed 10:13 a. m.

Cleveland Order 4-F and 4-F (Appendix A), Amendments 24 and 26 covering fresh fruits and vegetables in certain counties in Ohio with the exception of certain townships. Filed 10:13 a. m.

Cleveland Order 6-F, (Appendix A), Amendment 10, covering fresh fruits and vegetables in Cuyahoga county, Ohio. Filed 10:14 a. m.

Cleveland Order 7-F, Amendment 9, covering fresh fruits and vegetables. Filed 10:14 a. m.

Cleveland Order 7-F (Appendix A), Amendment 10, covering fresh fruits and vegetables in certain counties in Ohio. Filed 10:14 a. m.

Detroit Order 10-F (Appendix A), Amendment 1, covering fresh fruits and vegetables in the counties of Wayne and Macomb, Michigan. Filed 10:15 a. m.

Detroit Order 10-F, (Appendix B), Amendment 2, covering fresh fruits and vegetables in certain counties in Michigan. Filed 10:15 a. m.

Detroit Order 10-F (Appendix C), Amendment 3, covering fresh fruits and vegetables in certain counties in Michigan. Filed 10:15 a. m.

Detroit Order 9-O, Amendment 3, covering eggs sold at retail in Designated counties. Filed 10:15 a. m.

Detroit Order 9-O, Amendment 4, covering eggs sold at retail in Designated counties. Filed 10:15 a. m.

Indianapolis Order 14-F, and 14-F, (Appendix A), Amendments 50 and 52, covering fresh fruits and vegetables in Marion, Vigo and Tippecanoe, counties, Indiana. Filed 10:15 and 10:16 a. m.

Indianapolis Order 15-F, and 15-F, (Appendix A), Amendments 50 and 52, covering fresh fruits and vegetables in Wayne, Delaware and Allen counties, Indiana. Filed 10:16 a. m.

Indianapolis Order 16-F, and 16-F, (Appendix A), Amendments 50 and 52, covering fresh fruits and vegetables in the county of St. Joseph. Filed 10:16 and 10:17 a. m.

Indianapolis Order 17-F, and 17-F, (Appendix A), Amendments 50 and 52, covering fresh fruits and vegetables in the county of Vanderburgh. Filed 10:17 a. m.

Indianapolis Order 18-F, Amendment 16, covering fresh fruits and vegetables in certain areas in Indiana and Ohio. Filed 10:17 a. m.

Indianapolis Order 19-F, Amendment 16, covering fresh fruits and vegetables in certain counties in Indiana. Filed 10:17 a. m.

Indianapolis Order 5-C, Amendment 1, covering poultry in certain areas in Indiana and Ohio. Filed 10:18 a. m.

Louisville Order 12-F (Appendix A), Amendment 54, covering fresh fruits and vegetables in Jefferson county, Kentucky and Clark and Floyd counties, Indiana. Filed 10:18 a. m.

Louisville Order 17-F, (Appendix A), Amendment 20, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 10:18 a. m.

Louisville Order 18-F, (Appendix A), Amendment 14, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 10:19 a. m.

Louisville Order 19-F, (Appendix A), Amendment 14, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 10:19 a. m.

Louisville Order 20-F (Appendix A), Amendment 14, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 10:19 a. m.

Louisville Order 21-F (Appendix A), Amendment 6, covering fresh fruits and vegetables in all of Fayette county, Kentucky. Filed 10:19 a. m.

Louisville Order 22-F (Appendix A), Amendment 6, covering fresh fruits and vegetables in all of Campbell and Kenton counties, Kentucky. Filed 10:19 a. m.

Louisville Order 23-F (Appendix A), Amendment 6, covering fresh fruits and vegetables in all of Boyd county in Kentucky. Filed 10:20 a. m.

Region IV

Birmingham Order 4-O, Amendment 7, covering eggs sold by Groups 1 and 2 stores in Jefferson county, Alabama. Filed 10:22 a. m.

Birmingham Order 7-O, Amendment 4, covering eggs sold by Groups 1 and 2 stores in Montgomery county, Alabama area. Filed 10:22 a. m.

Jacksonville Order 14-F, Amendment 13, covering fresh fruits and vegetables in the City of Jacksonville, Florida. Filed 10:20 a. m.

Jacksonville Order 24-O, Amendments 5 and 6, covering eggs in Duval county, Florida. Filed 10:20 a. m.

Miami Order 5-F, Amendment 16, covering fresh fruits and vegetables in certain cities and towns in Florida. Filed 10:20 a. m.

Miami Order 6-F, Amendment 14, covering fresh fruits and vegetables in the Tampa, Florida, area. Filed 10:20 a. m.

Miami Order 7-F, Amendment 9, covering fresh fruits and vegetables in certain counties in Florida with certain exceptions. Filed 10:21 a. m.

Miami Order 12-O, Amendment 5, covering eggs in Dade county, Florida. Filed 10:20 a. m.

Raleigh Order 10-O, Amendment 2, covering eggs in certain counties in the Raleigh, N. C. area. Filed 10:24 a. m.

Raleigh Order 11-O, Amendment 2, covering eggs in certain counties in North Carolina. Filed 10:24 a. m.

Raleigh Order 12-O, Amendment 2, covering eggs in certain counties in North Carolina. Filed 10:24 a. m.

Raleigh Order 13-F, Amendment 14, covering fresh fruits and vegetables in certain counties in North Carolina. Filed 10:23 a. m.

Raleigh Order 14-F, Amendments 1 and 2, covering fresh fruits and vegetables in certain areas in North Carolina. Filed 10:23 a. m.

Richmond Order 8-F, Amendment 14, covering fresh fruits and vegetables in the Richmond and Norfolk areas. Filed 10:21 a. m.

Richmond Order 13-F, Amendments 15 and 16, covering fresh fruits and vegetables in certain cities, counties, and towns in Virginia. Filed 10:21 a. m.

Richmond Order 3-C, Amendment 5, covering poultry in certain counties, and towns in Virginia and the city of Richmond. Filed 10:21 a. m.

Richmond Order 5-O, Amendment 2, covering eggs in certain counties, towns and the city of Richmond, Virginia. Filed 10:21 a. m.

Roanoke Order 5-C, Amendment 1, covering poultry in the city of Roanoke and Roanoke county, Virginia. Filed 10:21 a. m.

Roanoke Order 1-O, Amendment 5, covering eggs in the city of Roanoke and Roanoke county, Virginia. Filed 10:22 a. m.

Region V

Oklahoma City Order 8-F, Amendment 16, covering fresh fruits and vegetables in Oklahoma, Pottawatomie, Garfield, Tulsa and Muskogee counties, Oklahoma. Filed 10:09 a. m.

Oklahoma City Order 2-C, Amendment 7, covering poultry in Oklahoma, Tulsa and Muskogee counties, Oklahoma. Filed 10:09 a. m.

Oklahoma City Order 1-O, Amendment 7, covering eggs in Oklahoma, Tulsa and Muskogee counties, Oklahoma. Filed 10:09 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46-2172; Filed, Feb. 6, 1946;
4:41 p. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register January 31, 1946.

Region V

San Antonio Order 6-F, Amendment 27, covering fresh fruits and vegetables in Bexar county, Texas. Filed 9:59 a. m.

San Antonio Order 7-F, Amendment 27, covering fresh fruits and vegetables in Austin, Texas. Filed 9:59 a. m.

San Antonio Order 8-F, Amendment 27, covering fresh fruits and vegetables in Corpus Christi, Texas. Filed 9:59 a. m.

San Antonio Order 9-F, Amendment 16, covering fresh fruits and vegetables in Culberson, El Paso, Sudspeth and Presidio counties, Texas. Filed 9:59 a. m.

San Antonio Order 6-C, Amendment 7, covering poultry in Bexar county, Texas. Filed 10:00 a. m.

San Antonio Order 3-O, Amendment 7, covering eggs in Bexar county, Texas. Filed 10:00 a. m.

St. Louis Order 3-C, Amendment 7, covering poultry in the city of St. Louis and county of St. Louis, Missouri. Filed 9:57 a. m.

St. Louis Order 2-O, Amendment 7, covering eggs in the city of St. Louis and county of St. Louis, Missouri. Filed 9:57 a. m.

St. Louis Order 4-F, Amendment 28, covering fresh fruits and vegetables in the city of St. Louis and county of St. Louis, Missouri. Filed 9:56 a. m.

Wichita Order 13-F, Amendment 11, covering fresh fruits and vegetables in Sedgwick county, Kansas. Filed 10:00 a. m.

Wichita Order 14-F, Amendment 11, covering fresh fruits and vegetables in certain counties in Kansas. Filed 10:01 a. m.

Wichita Order 17-F, Amendment 11, covering fresh fruits and vegetables in Shawnee county, Kansas. Filed 10:02 a. m.

Region VI

Chicago Order 2-F, Amendment 99, covering fresh fruits and vegetables in Cook, DuPage, Kane, Lake, McHenry counties, Illinois and Lake county, Indiana. Filed 10:02 a. m.

Chicago Order 3-O, Amendment 5, covering eggs. Filed 10:02 a. m.

Des Moines Order 4-F, Amendment 17, covering fresh fruits and vegetables in certain counties in Iowa and the city of South Sioux City in Nebraska. Filed 10:02 a. m.

Des Moines Order 5-F, Amendment 17, covering fresh fruits and vegetables in certain areas in Iowa. Filed 10:02 a. m.

Des Moines Order 6-F, Amendment 17, covering fresh fruits and vegetables in certain counties in Iowa. Filed 10:03 a. m.

Des Moines Order 7-F, Amendment 17, covering fresh fruits and vegetables in certain counties in Iowa and certain cities in Illinois. Filed 10:03 a. m.

Des Moines Order 1-O, Amendment 14, covering eggs in cities of Des Moines, West Des Moines and Marshalltown, Iowa. Filed 10:03 a. m.

Des Moines Order 2-O, Amendment 10, covering eggs in Council Bluffs, and Sioux City, Iowa. Filed 10:03 a. m.

Des Moines Order 3-O, Amendment 10, covering eggs in Ft. Dodge and Mason City, Iowa. Filed 10:03 a. m.

Des Moines Order 4-O, Amendment 10, covering eggs in Dubuque, Waterloo, Cedar Rapids, Clington, Davenport, Burlington and Ottumwa, Iowa. Filed 10:03 a. m.

Milwaukee Order 8-F, Amendment 44, covering fresh fruits and vegetables in Dane county, Wisconsin. Filed 10:03 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46-2171; Filed, Feb. 6, 1946;
4:41 p. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 8-1]

ALEXANDER SMITH

ORDER DENYING REGISTRATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 5th day of February A. D. 1946.

In the matter of Alexander Smith, Route 29, at Horseshoe Trail, Devault, Chester County, Pa. File No. 8-1.

Alexander Smith having applied under section 15 of the Securities Exchange Act of 1934 for registration as a broker-dealer; proceedings having been instituted to determine whether it is in the public interest to deny said registration; a hearing having been held, a trial examiner's report filed and oral argument heard; and the Commission having this day issued its findings and opinion;

It is ordered, On the basis of such findings and opinion, that the application be and it hereby is denied.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 46-2224; Filed, Feb. 7, 1946;
11:37 a. m.]

[File No. 70-1227]

GENERAL GAS & ELECTRIC CORP. AND ASSOCIATED UTILITIES CORP.

NOTICE OF FILING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 6th day of February 1946.

Notice is hereby given that a joint application has been filed with this Commission, pursuant to sections 9 (a) and 10 of the Public Utility Holding Company Act of 1935 and the General Rules and Regulations promulgated thereunder, by General Gas & Electric Corporation and Associated Utilities Corporation, each of which is a registered holding company and a subsidiary of General Public Utilities Corporation;

Notice is further given that any interested person may, not later than February 18, 1946, at 5:30 P. M., e. s. t., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter such application, as filed or as amended, may be granted, as provided in Rule U-23 of the rules and regulations promulgated pursuant to said act, or the Commission may exempt such transactions as provided in Rules U-20 (a) and U-100 thereof. Any such request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania.

All interested persons are referred to said application which is on file in the offices of said Commission, for a statement of the transactions therein proposed, which are summarized below:

General Gas & Electric Corporation and Associated Utilities Corporation each propose to acquire, as stated below, shares of common stock (par value \$1 per share) of Atlantic Utility Service Corporation, an affiliated company, formerly a service company and now in process of liquidation. Such acquisitions are to be from formerly affiliated companies, as follows:

(a) General Gas & Electric Corporation will acquire 4,350 shares from Florida Power Corporation for a cash consideration in an amount of \$2,000 plus such additional amount as will cause the aggregate sum paid to be equivalent to all dividends or other distributions which General Gas & Electric Corporation may receive on such 4,350 shares of stock.

(b) Associated Utilities Corporation will acquire 220 shares from The Valley Public Service Company for a cash consideration of \$1.00.

(c) Associated Utilities Corporation will acquire 1,340 shares from Reading Street Railway Company for a cash consideration of \$1.00.

By the Commission.

[SEAL]

NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 46-2225; Filed, Feb. 7, 1946;
11:37 a. m.]